

Volume 27, Number 22
Pages 2047-2120
November 15, 2002



MATT BLUNT

SECRETARY OF STATE

MISSOURI REGISTER

The *Missouri Register* is an official publication of the state of Missouri, under the authority granted to the secretary of state by sections 536.015 and 536.033, RSMo 2000. Reproduction of rules is allowed; however, no reproduction shall bear the name *Missouri Register* or “official” without the express permission of the secretary of state.

The *Missouri Register* is published semi-monthly by

SECRETARY OF STATE

MATT BLUNT

Administrative Rules Division

James C. Kirkpatrick State Information Center
600 W. Main
Jefferson City, MO 65101
(573) 751-4015

DIRECTOR

LYNNE C. ANGLE
•

EDITORS

BARBARA McDOUGAL • JAMES McCLURE

ASSOCIATE EDITORS

CURTIS W. TREAT • SALLY L. REID

TIFFANY M. DAVIS
•

PUBLISHING STAFF

WILBUR HIGHBARGER • CARLA HERTZING • JOHN C. STEGMANN

ADMINISTRATIVE STAFF

SANDY SANDERS

ISSN 0149-2942, USPS 320-630; periodical postage paid at Jefferson City, MO
Subscription fee: \$56.00 per year

POSTMASTER: Send change of address notices and undelivered copies to:

MISSOURI REGISTER

Office of the Secretary of State

Administrative Rules Division

PO Box 1767

Jefferson City, MO 65102

The *Missouri Register* and *Code of State Regulations* (CSR) are now available on the Internet. The Register address is <http://www.sos.state.mo.us/adrules/moreg/moreg.asp> and the CSR is <http://www.sos.state.mo.us/adrules/csr/csr.asp>. These web sites contain rulemakings and regulations as they appear in the Registers and CSR. These web sites do not contain the official copies of the Registers and CSR. The official copies remain the paper copies published by the Office of the Secretary of State pursuant to sections 536.015 and 536.031, RSMo 2000. While every attempt has been made to ensure accuracy and reliability, the Registers and CSR are presented, to the greatest extent practicable as they appear in the official publications. The Administrative Rules Division may be contacted by e-mail at rules@sosmail.state.mo.us.

The secretary of state's office makes every effort to provide program accessibility to all citizens without regard to disability. If you desire this publication in alternate form because of a disability, please contact the Division of Administrative Rules, PO Box 1767, Jefferson City, MO 65102, (573) 751-4015. Hearing impaired citizens should contact the director through Missouri relay, (800) 735-2966.



IN THIS ISSUE:

EMERGENCY RULES

Department of Social Services	
Division of Medical Services	.2051

PROPOSED RULES

Department of Agriculture	
Weight and Measures	.2053
Department of Transportation	
Missouri Highways and Transportation Commission	.2058
Department of Revenue	
Director of Revenue	.2063
Department of Social Services	
Division of Medical Services	.2069
Elected Officials	
Secretary of State	.2072

ORDERS OF RULEMAKING

Office of Administration	
Commissioner of Administration	.2079
Department of Agriculture	
Animal Health	.2082
Department of Conservation	
Conservation Commission	.2086
Department of Economic Development	
Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects	.2087
Missouri Dental Board	.2087
State Board of Registration for the Healing Arts	.2088
Board of Examiners for Hearing Instrument Specialists	.2088
State Board of Nursing	.2088

Missouri Board of Occupational Therapy	.2089
State Board of Optometry	.2089
Public Service Commission	.2090
Missouri Real Estate Commission	.2090
Missouri Veterinary Medical Board	.2093

Department of Transportation

Missouri Highways and Transportation Commission	.2093
---	-------

Department of Revenue

Director of Revenue	.2094
---------------------	-------

Department of Social Services

Division of Family Services	.2094
-----------------------------	-------

IN ADDITIONS

Department of Economic Development

Division of Credit Union	.2095
--------------------------	-------

DISSOLUTIONS

	.2096
--	-------

BID OPENINGS

Office of Administration

Division of Purchasing	.2097
------------------------	-------

RULE CHANGES SINCE UPDATE

EMERGENCY RULES IN EFFECT

REGISTER INDEX

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
August 1, 2002	September 3, 2002	September 30, 2002	October 30, 2002
August 15, 2002	September 16, 2002	September 30, 2002	October 30, 2002
August 30, 2002	October 1, 2002	October 31, 2002	November 30, 2002
September 16, 2002	October 15, 2002	October 31, 2002	November 30, 2002
October 1, 2002	November 1, 2002	November 30, 2002	December 30, 2002
October 15, 2002	November 15, 2002	November 30, 2002	December 30, 2002
November 1, 2002	December 2, 2002	December 31, 2002	January 30, 2003
November 15, 2002	December 16, 2002	December 31, 2002	January 30, 2003
December 2, 2002	January 2, 2003	January 29, 2003	February 28, 2003
December 16, 2002	January 16, 2003	January 29, 2003	February 28, 2003
January 2, 2003	February 3, 2003	February 28, 2003	March 30, 2003
January 16, 2003	February 18, 2003	February 28, 2003	March 30, 2003
February 3, 2003	March 3, 2003	March 31, 2003	April 30, 2003
February 18, 2003	March 17, 2003	March 31, 2003	April 30, 2003
March 3, 2003	April 1, 2003	April 30, 2003	May 30, 2003
March 17, 2003	April 15, 2003	April 30, 2003	May 30, 2003
April 1, 2003	May 1, 2003	May 31, 2003	June 30, 2003
April 15, 2003	May 15, 2003	May 31, 2003	June 30, 2003
May 1, 2003	June 2, 2003	June 30, 2003	July 30, 2003
May 15, 2003	June 16, 2003	June 30, 2003	July 30, 2003

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.state.mo.us/adrules/pubsched.asp>

Missouri Depository Libraries

The *Missouri Register* and the *Code of State Regulations*, as required by the Missouri Depository Documents Law (section 181.100, RSMo 2000), are available in the listed depository libraries, as selected by the Missouri State Library:

Jefferson County Library PO Box 1486, 3021 High Ridge High Ridge, MO 63049-1486 (314) 677-8689	Learning Resources Center Mineral Area College PO Box 1000 Park Hills, MO 63601-1000 (573) 431-4593	Missouri Western State College Hearnes Learning Resources Ctr. 4525 Downs Drive St. Joseph, MO 64507-2294 (816) 271-5802	Library University of Missouri-Rolla 1870 Miner Circle Rolla, MO 65409-0060 (573) 341-4007
Jefferson College Library 1000 Viking Drive Hillsboro, MO 63050-2441 (314) 789-3951	Cape Girardeau Public Library 711 N. Clark Cape Girardeau, MO 63701-4400 (573) 334-5279	Library North Central Missouri College PO Box 111, 1301 Main Street Trenton, MO 64683-0107 (660) 359-3948	Kinderhook Regional Library 135 Harwood Ave. Lebanon, MO 65536-3017 (417) 532-2148
St. Louis Public Library 1301 Olive St. St. Louis, MO 63103-2389 (314) 539-0376	Kent Library Southeast Missouri State University One University Plaza Cape Girardeau, MO 63701-4799 (573) 651-2757	Missouri Southern State College Spiva Library 3950 East Newman Road Joplin, MO 64801-1595 (417) 625-9770	ESTEP Library Southwest Baptist University 1601 S. Springfield Street Bolivar, MO 65613-2597 (417) 326-5281
St. Louis University Law Library 3700 Lindell Blvd. St. Louis, MO 63108-3478 (314) 977-2756	Riverside Regional Library PO Box 389, 204 South Union St. Jackson, MO 63755-0389 (573) 243-8141	Missouri State Library 600 West Main, PO Box 387 Jefferson City, MO 65102-0387 (573) 751-3075	Barry-Lawrence Regional Library 213 6th St. Monett, MO 65708-2147 (417) 235-6646
Eden Theological Seminary/ Webster University Eden/Webster Library 475 East Lockwood Ave. St. Louis, MO 63119-3192 (314) 961-2660	Rutland Library Three Rivers Community College 2080 Three Rivers Blvd. Poplar Bluff, MO 63901-2393 (573) 840-9656	Missouri State Archives 600 West Main, PO Box 778 Jefferson City, MO 65102-0778 (573) 526-6711	Lyons Memorial Library College of the Ozarks General Delivery Point Lookout, MO 65726-9999 (417) 334-6411
Thomas Jefferson Library University of Missouri-St. Louis 8001 Natural Bridge Road St. Louis, MO 63121-4499 (314) 516-5084	Ward Edwards Library Central Missouri State University 142 Edwards Library Warrensburg, MO 64093-5020 (660) 543-4149	Elmer Ellis Library University of Missouri-Columbia 104 Ellis Library Columbia, MO 65211-5149 (573) 882-6733	West Plains Campus Library Southwest Missouri State University 123 N. Minnesota West Plains, MO 65775-3414 (417) 256-9865
Washington University Washington University Law Library Campus Box 1171, Mudd Bldg., One Brookings Dr. St. Louis, MO 63130-4899 (314) 935-6484	Kansas City Public Library 311 East 12th St. Kansas City, MO 64106-2454 (816) 701-3400	Library State Historical Society of Missouri 1020 Lowry St. Columbia, MO 65201-7298 (573) 882-7083	Springfield-Greene County Library PO Box 737, 397 E. Central Springfield, MO 65801-0760 (417) 869-4621
St. Louis County Library 1640 S. Lindbergh Blvd. St. Louis, MO 63131-3598 (314) 994-3300	Law Library University of Missouri-Kansas City 5100 Rockhill Road Kansas City, MO 64110-2499 (816) 235-2438	Daniel Boone Regional Library PO Box 1267, 100 West Broadway Columbia, MO 65205-1267 (573) 443-3161	Meyer Library Southwest Missouri State University PO Box 175, 901 S. National Springfield, MO 65804-0095 (417) 836-4533
Maryville University Library 13550 Conway Road St. Louis, MO 63141-7232 (314) 529-9494	University of Missouri-Kansas City Miller Nichols Library 5100 Rockhill Road Kansas City, MO 64110-2499 (816) 235-1281	School of Law University of Missouri-Columbia 224 Hulston Hall Columbia, MO 65211-0001 (573) 882-1125	
St. Charles City-County Library Middendorf-Kredell Branch 2750 Hwy K O'Fallon, MO 63366-7859 (314) 978-7997	B.D. Owens Library Northwest Missouri State University 800 University Drive Maryville, MO 64468-6001 (660) 562-1841	Central Methodist College Smiley Memorial Library 411 Central Methodist Square Fayette, MO 65248-1198 (660) 248-6292	
Truman State University Pickler Memorial Library 100 E. Normal Kirksville, MO 63501-4221 (660) 785-7416	River Bluffs Regional Library 927 Felix Street St. Joseph, MO 64501-2799 (816) 232-8151		

HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 26, *Missouri Register*, page 27. The approved short form of citation is 26 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—Cite material in the RSMo by date of legislative action. The note in parentheses gives the original and amended legislative history. The Office of the Revisor of Statutes recognizes that this practice gives users a concise legislative history.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons and findings which support its conclusion that there is an immediate danger to the public health, safety or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

Title 13—DEPARTMENT OF SOCIAL SERVICES Division 70—Division of Medical Services Chapter 10—Nursing Home Program

EMERGENCY AMENDMENT

13 CSR 70-10.150 Enhancement Pools. The division is amending section (1).

PURPOSE: This amendment changes the dates in order for the Division of Medical Services to implement the enhancement pool for State Fiscal Year 2003.

EMERGENCY STATEMENT: This emergency amendment authorizes the payments from the enhancement pools for State Fiscal Year 2003. Absent this emergency amendment, the Missouri Division of Medical Services will be precluded from maximizing federal participation in funding of the medical assistance program which will cause a financial strain on all nursing facilities which serve Medicaid recipients. As a result, the Division of Medical Services finds it necessary to preserve the compelling governmental interest of protecting senior Missourians living in nursing facilities. A proposed amendment, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protection extended in the Missouri and United States Constitutions. The Division of Medical Services believes this emergency amendment

is fair to all interested persons and parties under the circumstances. This emergency amendment was filed October 29, 2002, effective November 8, 2002 and expires May 6, 2003.

(1) Medicaid Enhancement Pools. Subject to federal approval, the Division of Medical Services shall administer two (2) enhancement payment pools to pay for services covered by the Missouri Medicaid program. The total payment from the pools shall not exceed the difference between the Medicare upper limit and the per-diem reimbursement for all Medicaid nursing facilities for services covered by the Missouri Medicaid program. The Medicaid enhancement pools shall be calculated and distributed in the manner described below.

(A) Government-owned nursing facilities may elect to participate in the funding and distribution of the first enhancement payment pool in accordance with an intergovernmental funds transfer agreement executed with the Department of Social Services.

1. The distribution from the first pool shall be calculated as a percentage, to be determined by the Department of Social Services, of the aggregate difference between the Medicare Upper Limit and per-diem reimbursement for all Medicaid nursing facilities **through September 30, 2002, and for nonstate government-owned nursing facilities only after September 30, 2002**, as follows:

A. For State Fiscal Year 2001 the aggregate difference shall be calculated for the period August 1, 2000–June 30, 2001.

B. For State Fiscal Year 2002 the aggregate difference shall be calculated for the period July 1, 2001–June 30, 2002.

C. **For the period July 1, 2002–September 30, 2002 the aggregate difference between the Medicare Upper Limit and per-diem reimbursement shall be calculated using data for all Medicaid nursing facilities.**

D. **For the period October 1, 2002–June 30, 2003 the aggregate difference between the Medicare Upper Limit and per-diem reimbursement shall be calculated using data for nonstate governmental owned nursing facilities only.**

2. The pool shall be distributed to participating government-owned nursing facilities based on a quarterly amount, based on their pro rata share of Medicaid patient-days.

(B) All Medicaid enrolled nursing facilities may participate in distributions from the second enhancement payment pool, for State Fiscal Year *[2002]* **2003 after September 30, 2002, if there are state funds available.**

1. The distributions from the second pool *[shall]* **may** be calculated as a percentage, to be determined by the Department of Social Services, of the aggregate difference between the Medicare Upper Limit and per-diem reimbursement for all Medicaid enrolled nursing facilities, for the period July 1, *[2001]* **2002–June 30, [2002] 2003.**

2. The second pool *[shall]* **may** be distributed based on a **monthly or** quarterly amount, made in addition to per-diem payments, to all Medicaid enrolled nursing facilities, applicable to services provided in State Fiscal Year *[2002]* **2003**, based on their pro rata share of Medicaid days. **A distribution will not be made based on more than a quarterly amount. A distribution will be prorated if enrollment in the Medicaid program is not maintained by the nursing facility for the full quarter.**

3. For State Fiscal Year 2003, an add-on payment, if state funds are available, may be distributed based on a monthly or quarterly amount to all Medicaid enrolled nursing facilities applicable to services provided in State Fiscal Year 2003, based on their pro rata share of Medicaid days as defined in subsection (1)(C). If a nursing facility is eligible to receive an add-on payment and does not have any paid Medicaid patient days in State Fiscal Year 2002, that facility's Medicaid days will be determined from the previous quarter of the quarter in which the add-on payment is made.

(C) The aggregate difference between the Medicare Upper Limit and the per-diem reimbursement for Medicaid nursing facilities will be calculated on an annual basis. The per-diem Medicaid rates used in the calculation will be those being paid at the time of the calculation and the Medicare Upper Limit will be based on the current RUGS system of Medicare nursing facility reimbursement with appropriate adjustments to assure comparability with the Medicaid rate. The difference will be calculated on a facility basis and multiplied by the reported Medicaid days at the particular nursing facility for the most recent cost report year. The product of all calculations will be added together to obtain the aggregate difference. Medicaid days will be determined from the paid day report from Missouri's fiscal agent for pay cycles during the State's Fiscal Year [2001] 2002.

*AUTHORITY: sections 208.153, 208.159 and 208.201, RSMo 2000. Emergency rule filed Nov. 3, 2000, effective Nov. 13, 2000, expired May 11, 2001. Original rule filed Nov. 13, 2000, effective May 30, 2001. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Oct. 29, 2002, effective Nov. 8, 2002, expires May 6, 2003. A proposed amendment covering this same material is published in this issue of the **Missouri Register**.*

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbolology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety (90)-day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

Title 2—DEPARTMENT OF AGRICULTURE Division 90—Weights and Measures Chapter 36—Egg Quality Program

PROPOSED RESCISSION

2 CSR 90-36.010 Enforcement of Missouri Egg Laws. This rule established the regulations governing the licensing, selling, trafficking in, delivering, transporting, marketing, processing and distribution of eggs.

PURPOSE: This rule is being rescinded and readopted to reflect changes in standards, grades and weights classes utilized by the U.S. Department of Agriculture.

AUTHORITY: section 196.354, RSMo 1986. Original rule filed April 27, 1964, effective May 7, 1964. For intervening history, please consult the Code of State Regulations. Rescinded: Filed Nov. 4, 2002.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, Weights and Measures Division, Ron Hooker, Director, PO Box 630, Jefferson City, MO 65102-0630. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE Division 90—Weights and Measures Chapter 36—Egg Quality Program

PROPOSED RULE

2 CSR 90-36.010 Enforcement of Missouri Egg Laws

PURPOSE: Under Missouri Egg Law, this rule establishes the regulations governing the licensing, selling, trafficking in, delivering, transporting, marketing, processing and distribution of eggs. This rule is intended to insure that the consumer will be able to buy eggs that meet the proper standards.

(1) The Department of Agriculture utilizes the following standards, grades and weight classes for inspection of shell eggs.

(A) General Terms.

1. Denatured Eggs—Eggs unfit for human food may be sold or delivered to any dealer as inedible eggs, provided the shells of such eggs have been completely broken or crushed and the mixture of shell and egg meats has been denatured with any denaturing agent approved by the director of the Department of Agriculture and used in sufficient quantities to be easily detected by sight or smell.

2. Loss—An egg that is inedible, cooked, frozen, contaminated, musty, or moldy, or an egg that contains a large blood spot, large meat spot, bloody white, green white, rot, sour eggs, stuck yolk, blood ring, embryo chick (at or beyond the blood ring state), free yolk in the white, or other foreign material, or an egg that is adulterated as such term is defined pursuant to the Federal Food, Drug, and Cosmetic Act.

3. Leaker—An individual egg that has a crack or break in the shell and shell membranes to the extent that the egg contents are exuding or free to exude through the shell.

4. Check—An individual egg that has a broken shell or crack in the shell but with its shell membranes intact and its contents do not leak. A "check" is considered to be lower in quality than a "dirty."

(B) Terms Descriptive of Shell.

1. Clean—A shell that is free from foreign material and from stains or discolorations that are readily visible. An egg may be considered clean if it has only very small specks, stains, or cage marks, if such specks, stains, or cage marks are not of sufficient number or intensity to detract from the generally clean appearance of the egg. Eggs that show traces of processing oil on the shell are considered clean unless otherwise soiled.

2. Dirty—A shell that is unbroken and that has dirt or foreign material adhering to its surface, which has prominent stains, or moderate stains covering more than one-thirty second (1/32) of the shell surface if localized, or one-sixteenth (1/16) of the shell surface if scattered.

3. Practically Normal (AA or A Quality)—A shell that approximates the usual shape and that is sound and is free from thin spots. Ridges and rough areas that do not materially affect the shape and strength of the shell are permitted.

4. Abnormal (B Quality)—A shell that may be somewhat unusual or decidedly misshapen or faulty in soundness or strength or that may show pronounced ridges or thin spots.

(C) Terms Descriptive of the Air Cell.

1. Depth of the air cell (air space between shell membranes, normally in the large end of the egg)—The depth of the air cell is the distance from its top to its bottom when the egg is held air cell upward.

2. Free air cell—An air cell that moves freely toward the uppermost point in the egg as the egg is rotated slowly.

3. Bubbly air cell—A ruptured air cell resulting in one (1) or more small separate air bubbles usually floating beneath the main air cell.

(D) Terms Descriptive of the White.

1. Clear—A white that is free from discolorations or from any foreign bodies floating in it. (Prominent Chalzas should not be confused with foreign bodies such as spots or blood clots.)

2. Firm (AA Quality)—A white that is sufficiently thick or viscous to prevent the yolk outline from being more than slightly defined or indistinctly indicated when the egg is twirled. With respect to a broken-out egg, a firm white has a Haugh unit value of seventy-two degrees Fahrenheit (72°F) or higher when measured at a temperature between forty-five degrees Fahrenheit (45°F) and sixty degrees Fahrenheit (60°F).

3. Reasonably firm (A Quality)—A white that is somewhat less thick or viscous than a firm white. A reasonably firm white permits the yolk to approach the shell more closely which results in a fairly well defined yolk outline when the egg is twirled. With respect to a broken-out egg, a reasonably firm white has a Haugh unit value of sixty degrees Fahrenheit (60°F) up to, but not including, seventy-two degrees Fahrenheit (72°F) when measured at a temperature between forty-five degrees Fahrenheit (45°F) and sixty degrees Fahrenheit (60°F).

4. Weak and watery (B Quality)—A white that is weak, thin, and generally lacking in viscosity. A weak and watery white permits the yolk to approach the shell closely, thus causing the yolk outline to appear plainly visible and dark when the egg is twirled. With respect to a broken-out egg, a weak and watery white has a Haugh unit value lower than sixty degrees Fahrenheit (60°F) when measured at a temperature between forty-five degrees Fahrenheit (45°F) and sixty degrees Fahrenheit (60°F).

5. Blood spots or meat spots—Small blood spots or meat spots (aggregating not more than one-eighth inch (1/8") in diameter) may be classified as B Quality. If larger, or showing diffusion of blood into the white surrounding a blood spot, the egg shall be classified as Loss. Blood spots shall not be due to germ development. They may be on the yolk or in the white. Meat spots may be blood spots which have lost their characteristic red color or tissue from the reproductive organs.

6. Bloody white—An egg which has blood diffused through the white. Eggs with bloody whites are classed as loss. Eggs with blood spots which show a slight diffusion into the white around the localized spot are not to be classed as bloody whites.

(E) Terms Descriptive of the Yolk.

1. Outline slightly defined (AA Quality)—A yolk outline that is indistinctly indicated and appears to blend into the surrounding white as the egg is twirled.

2. Outline fairly well defined (A Quality)—A yolk outline that is discernible but not clearly outlined as the egg is twirled.

3. Outline plainly visible (B Quality)—A yolk outline that is clearly visible as a dark shadow when the egg is twirled.

4. Enlarged and flattened (B Quality)—A yolk in which the yolk membranes and tissues have weakened and/or moisture has been absorbed from the white to such an extent that the yolk appears definitely enlarged and flat.

5. Practically free from defects (AA or A Quality)—A yolk that shows no germ development but may show other very slight defects on its surface.

6. Serious defects (B Quality)—A yolk that shows well developed spots or areas and other serious defects, such as olive yolks, which do not render the egg inedible.

7. Clearly visible germ development (B Quality)—A development of the germ spot on the yolk of a fertile egg that has progressed to a point where it is plainly visible as a definite circular area or spot with no blood in evidence.

8. Blood due to germ development—Blood caused by development of the germ in a fertile egg to the point where it is visible as definite lines or as a blood ring. Such an egg is classified as inedible.

(F) Classifying Eggs by Weight and Grade.

1. Eggs shall be classified by weight into the classes of Jumbo, Extra Large, Large, Medium, Small, and Peewee. Egg scales for accurately weighing individual eggs in ounces per dozen shall be a part of the equipment in the egg candling room.

2. Classes and weights for consumer grades for shell eggs are:

Size or weight class	Minimum net weight per dozen (ounces)	Minimum net weight 30 per dozen (pounds)	Minimum net weight for individual eggs at rate per dozen (ounces)
Jumbo	30	56	29
Extra Large	27	50 1/2	26
Large	24	45	23
Medium	21	39 1/2	20
Small	18	34	17
Peewee	15	28	--

3. Interior egg quality specifications for these standards are based on the apparent condition of the interior contents of the egg as it is twirled before the candling light.

4. Inspectors will determine grades of eggs (AA, A, and B) by candling with a suitable single hole candling light.

(G) Grades.

1. U.S. Grade AA.

A. U.S. Consumer Grade AA (at origin) shall consist of eggs which are at least eighty-seven percent (87%) AA Quality. The maximum tolerance of thirteen percent (13%) which may be below AA Quality may consist of A or B Quality in any combination, except that within the tolerance for B Quality not more than one percent (1%) may be B Quality due to air cells over three-eighths inch (3/8"), blood spots (aggregating not more than one-eighth inch (1/8") in diameter), or serious yolk defects. Not more than five percent (5%) (seven percent (7%) for Jumbo size) Checks are permitted and not more than one-half percent (0.50%) Leakers, Dirties, or Loss (due to meat or blood spots) in any combination, except that such Loss may not exceed three-tenths percent (0.30%). Other types of Loss are not permitted.

B. U.S. Consumer Grade AA (destination) shall consist of eggs which are at least seventy-two percent (72%) AA Quality. The remaining tolerance of twenty-eight percent (28%) shall consist of at least ten percent (10%) A Quality and the remainder shall be B Quality, except that within the tolerance for B Quality not more than one percent (1%) may be B Quality due to air cells over three-eighths inch (3/8"), blood spots (aggregating not more than one-eighth inch (1/8") in diameter), or serious yolk defects. Not more than seven percent (7%) (nine percent (9%) for Jumbo size) Checks are permitted and not more than one percent (1%) Leakers, Dirties, or Loss (due to meat or blood spots) in any combination, except that such Loss may not exceed three-tenths percent (0.30%). Other types of Loss are not permitted.

2. U.S. Grade A.

A. U.S. Consumer Grade A (at origin) shall consist of eggs which are at least eighty-seven percent (87%) A Quality or better.

Within the maximum tolerance of thirteen percent (13%) which may be below A Quality, not more than one percent (1%) may be B Quality due to air cells over three-eighths inch (3/8"), blood spots (aggregating not more than one-eighth inch (1/8") in diameter), or serious yolk defects. Not more than five percent (5%) (seven percent (7%) for Jumbo size) Checks are permitted and not more than one-half percent (0.50%) Leakers, Dirties, or Loss (due to meat or blood spots) in any combination, except that such Loss may not exceed three-tenths percent (0.30%). Other types of Loss are not permitted.

B. U.S. Consumer Grade A (destination) shall consist of eggs which are at least eighty-two percent (82%) A Quality or better. Within the maximum tolerance of eighteen percent (18%) which may be below A Quality, not more than one percent (1%) may be B Quality due to air cells over three-eighths inch (3/8"), blood spots (aggregating not more than one-eighth inch (1/8") in diameter), or serious yolk defects. Not more than seven percent (7%) (nine percent (9%) for Jumbo size) Checks are permitted and not more than one percent (1%) Leakers, Dirties, or Loss (due to meat or blood spots) in any combination, except that such Loss may not exceed three-tenths percent (0.30%). Other types of Loss are not permitted.

3. U.S. Grade B.

A. U.S. Consumer Grade B (at origin) shall consist of eggs which are at least ninety percent (90%) B Quality or better, not more than ten percent (10%) may be Checks and not more than one-half

percent (0.50%) Leakers, Dirties, or Loss (due to meat or blood spots) in any combination, except that such Loss may not exceed three-tenths percent (0.30%). Other types of Loss are not permitted.

B. U.S. Consumer Grade B (at destination) shall consist of eggs which are at least ninety percent (90%) B Quality or better, not more than ten percent (10%) may be Checks and not more than one percent (1%) Leakers, Dirties, or Loss (due to meat or blood spots) in any combination, except that such Loss may not exceed three-tenths percent (0.30%). Other types of Loss are not permitted.

4. Additional tolerances:

A. In lots of two (2) or more cases:

(I) For Grade AA—No individual case may exceed ten percent (10%) less AA Quality eggs than the minimum permitted for the lot average.

(II) For Grade A—No individual case may exceed ten percent (10%) less A Quality eggs than the minimum permitted for the lot average.

(III) For Grade B—No individual case may exceed ten percent (10%) less B Quality eggs than the minimum permitted for the lot average.

B. For Grades AA, A, and B, no lot shall be rejected or downgraded due to the quality of a single egg except for Loss other than blood or meat spots.

Table I—Summary of U.S. Consumer Grades for Shell Eggs

U.S. Consumer Grade (origin)	Quality required ¹	Tolerance permitted ²	
		Percent	Quality
Grade AA	87 percent AA	Up to 13 Not over 5	A or B ⁵ Checks ⁶
Grade A	87 percent A or better	Up to 13 Not over 5	B ⁵ Checks ⁶
Grade B	90 percent B or better	Not over 10	Checks
U.S. Consumer Grade (destination)	Quality Required ¹	Tolerance permitted ³	
		Percent	Quality
Grade AA	72 percent AA	Up to 28 ⁴ Not over 7	A or B ⁵ Checks ⁶
Grade A	82 percent A or better	Up to 18 Not over 7	B ⁵ Checks ⁶
Grade B	90 percent B or better	Not over 10	Checks

¹ In lots of two or more cases, see Table II of this section for tolerances for an individual case within a lot.

² For the U.S. Consumer grades (at origin), a tolerance of 0.50 percent Leakers, Dirties, or Loss (due to meat or blood spots) in any combination is permitted, except that such Loss may not exceed 0.30 percent. Other types of Loss are not permitted.

³ For the U.S. Consumer grades (destination), a tolerance of 1 percent Leakers, Dirties, or Loss (due to meat or blood spots) in any combination is permitted, except that such Loss may not exceed 0.30 percent. Other types of Loss are not permitted.

⁴ For U.S. Grade AA at destination, at least 10 percent must be A quality or better.

⁵ For U.S. Grade AA and A at origin and destination within the tolerances permitted for B quality, not more than 1 percent may be B quality due to air cells over 3/8 inch, blood spots (aggregating not more than 1/8 inch in diameter), or serious yolk defects.

⁶ For U.S. Grades AA and A Jumbo size eggs, the tolerance for Checks at origin and destination is 7 percent and 9 percent, respectively.

Table II—Tolerance for Individual Case Within a Lot

U.S. Consumer Grade	Case Quality	Origin (percent)	Destination (percent)
Grade AA	AA (min)	77	62
	A or B	13	28
	Check (max)	10	10
Grade A	A (min)	77	72
	B	13	18
	Check (max)	10	10
Grade B	B (min)	80	80
	Check (max)	20	20

SUMMARY OF U.S. STANDARDS FOR QUALITY OF INDIVIDUAL SHELL EGGS			
Specifications for Each Quality Factor			
Quality Factor	AA Quality	A Quality	B Quality
Shell	Clean Unbroken Practically normal	Clean Unbroken Practically normal	Clean to slightly stained* Unbroken Abnormal
Air Cell	1/8 inch or less in depth Unlimited movement and free or bubbly	3/16 inch or less in depth Unlimited movement and free or bubbly	Over 3/16 inch in depth Unlimited movement and free or bubbly
White	Clear Firm	Clear Reasonably firm	Weak and Watery Small blood and meat spots present**
Yolk	Outline slightly defined Practically free from defects	Outline fairly well defined Practically free from defects	Outline plainly visible Enlarged and flattened Clearly visible germ development but not blood Other serous defects
For eggs with dirty or broken shells, the standards of quality provide two additional qualities. They are:			
Dirty		Checks	
Unbroken. Adhering dirt or foreign material, prominent stains, moderate stained areas in excess of B Quality.		Broken or cracked shell but membranes intact, not leaking.***	
* Moderately stained areas permitted (1/32 of surface in localized, or 1/16 if scattered).			
** If they are small (aggregating not more than 1/8 inch in diameter).			
*** Leaker has broken or cracked shell membranes, and contents leaking or free to leak.			

(H) Basis of Grading Service (Sampling).

1. Any grading service in accordance with the regulations in this part shall be for class, quality, quantity, or condition or any combination thereof. Grading service with respect to the determination of the quality of products shall be on the basis of the United States Standards, Grades, and Weights Classes. However, grading service may be rendered with respect to products which are bought and sold on the basis of institutional contract specifications or specifications of the applicant and such service, when approved by the administrator, shall be rendered on the basis of such specifications. The supervision of packaging shall be in accordance with such instructions as may be approved or issued by the administrator.

2. Whenever grading service is performed on a representative sample basis, such sample shall be drawn and consist of not less than the minimum number of cases as indicated in the following table. A minimum of one hundred (100) eggs shall be examined per sample case. For lots which consist of less than one (1) case, a minimum of fifty (50) eggs shall be examined. If the lot consists of less than fifty (50) eggs, all eggs will be examined.

Minimum Number of Cases Comprising a Representative Sample	
Cases in Lot	Cases in Sample
1 case	1
2 to 10, inclusive	2
11 to 25, inclusive	3
26 to 50, inclusive	4
51 to 100, inclusive	5
101 to 200, inclusive	8
201 to 300, inclusive	11
301 to 400, inclusive	13
401 to 500, inclusive	14
501 to 600, inclusive	16

For each additional fifty (50) cases, or fraction thereof, in excess of six hundred (600) cases, one (1) additional case shall be included in the sample.

(I) Identification of Graded Eggs in Containers.

1. Eggs packaged in containers by licensed dealers for supply or sale to retailers must be identified on each container with either the name and address (city and state), or approved identification number of the dealer under whose authority the eggs were packed and the day, month and year when said eggs were graded. Either a normal dating procedure or a numerical code based on the day of the year may be used. (Example: July 1, 1966, or 182-6; July 2, 1966, or 183-6).

2. The identification shall be stamped or printed in bold legible type upon each container with letters no less than three-sixteenths inch (3/16") in height. The term container includes box, basket, carton, sack, bag, case or other receptacle.

(J) Identification of Graded Eggs in Bulk. All eggs in bulk, packed in cases, graded for retail sale, must be accompanied by grading certificates bearing the name and address (city and state), or approved identification number of the dealer under whose authority the eggs

were packed and the date when said eggs were graded. The identification may be stamped or printed in bold, legible type with letters no less than three-sixteenths inch (3/16") in height upon a grading certificate of strong paper approximately five inches (5") long and three inches (3") wide which shall be placed under the top flat above the first layer of eggs, or said information may be stamped or printed on the outside of the egg case.

(2) Advertising. All advertising including newspapers, handbills, radio and window signs shall carry the full, correct and unabbreviated designation of size and quality as provided by law. Persons selling eggs from door to door, if not entirely of their own production must have the container properly labeled as to size and quality.

(3) Records. All persons licensed under the provisions of this rule shall keep on file for a period of two (2) years a true and complete record of all eggs purchased or sold with the following exceptions:

no record need be kept of the name and address of the person from whom the eggs are bought when such person is the original producer of the eggs and the quantity purchased is less than thirty (30) dozen; no record need be kept of eggs sold at retail; records need not show size and quality of eggs bought from original producers or exchanged between wholesalers. With the previous exceptions, this record will show the name and address of the person, firm or corporation from whom eggs were purchased and to whom sold. Such record to show the size and quality of such eggs in each transaction after they have been graded and also the number of dozens or cases included in such transaction, and the dates thereof.

(4) Stop Sale Notice. The director of the Department of Agriculture, or duly authorized agents, upon determining that the provisions of this rule, or the rules promulgated for its enforcement, are being violated may place "Stop Sale Notice" on all eggs being sold or offered for sale in violation of the provisions of this rule or the regulations thereunder and shall report the circumstances to the director of the Department of Agriculture for action. Eggs which have had "Stop Sale Notice" applied shall be recandled and regraded for size and quality within forty-eight (48) hours from the time such "Stop Sale Notice" was applied. Upon failure to bring the eggs into compliance with the rule, the director of the Department of Agriculture will take necessary steps to cause the eggs to be condemned, denatured, processed, destroyed or otherwise disposed of by court action.

(5) Maximum Temperature for Eggs Held for Retail Sale. Shell eggs that are to be officially identified as U.S. Grade AA, A, or B shall be placed under refrigeration at an ambient temperature no greater than forty-five degrees Fahrenheit (45°F) seven and two-tenths degrees Centigrade (7.2°C) promptly after packaging. Shell eggs officially identified as U.S. Grade AA, A, or B, when shipped between official plants, shall be transported at an ambient temperature no greater than forty-five degrees Fahrenheit (45°F) seven and two-tenths degrees Centigrade (7.2°C).

AUTHORITY: section 196.354, RSMo 2000. Original rule filed April 27, 1964, effective May 7, 1964. For intervening history, please consult the Code of State Regulations. Rescinded and readopted: Filed Nov. 4, 2002.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Agriculture, Weights and Measures Division, Ron Hooker, Director, PO Box 630, Jefferson City, MO 65102-0630. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE

Division 90—Weights and Measures

Chapter 36—Egg Quality Program

PROPOSED RESCISSION

2 CSR 90-36.020 Repackaging of Eggs at Retail Level. This rule established the guidelines for repackaging of shell eggs at the retail level.

PURPOSE: This rule is being rescinded to prevent the repackaging of eggs at the retail level. The director has determined the practice

of repackaging eggs could result in contamination of eggs sold to consumers.

AUTHORITY: section 196.354, RSMo 1986. Original rule filed April 12, 1985, effective June 27, 1985. Rescinded: Filed Oct. 11, 2002.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Agriculture, Weights and Measures Division, Ron Hooker, Director, PO Box 630, Jefferson City, MO 65102-0630. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 7—DEPARTMENT OF TRANSPORTATION

Division 10—Missouri Highways and Transportation Commission

Chapter 3—Utility and Private Line Location and Relocation

PROPOSED AMENDMENT

7 CSR 10-3.010 Location and Relocation of Utility Facilities on State Highways. The commission is amending section (3) by deleting subsections (3)(A) through (3)(H) and adding subsections (3)(A) through (3)(K) to provide for an alphabetical listing of all definitions, and amending (4)(B)3.B., (4)(C)6.A., (4)(D)1.D., (4)(D)2.A., (5)(A)1. through (5)(A)10., (5)(B)1. through (5)(B)4., (6)(A) through (6)(D), and sections (7) and (8), and deleting case summaries appearing at the end of the rulemaking.

PURPOSE: This amendment provides definitions for the terms "ditch line," "utility corridor" and "pull box width" and clarifies the type of utility facilities permitted in or on a grade separation structure. In addition, this amendment provides for compliance with current or latest revisions to specifications. Further, this amendment deletes references to case law summaries.

(3) Definitions and General Information.

[(A) *Utility. Privately, publicly or cooperatively owned line, facility or system for producing, transmitting or distributing communications, cable television, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage or any other similar commodity, including any fire or police signal system or street lighting system which directly or indirectly serves the public and does not include privately-owned facilities devoted exclusively to private use. The term utility shall also mean the utility company inclusive or any wholly owned or controlled subsidiary. The term utility includes those facilities used solely by the utility which are a part of its operating plant. The term also includes those utility type facilities which are owned or leased by a government agency for its own use or otherwise dedicated solely to governmental use.*

(B) *Limits of Interchanges. For the uniform handling of utility installations only, the limits of interchanges are the outside ramp curve points.*

(C) *Vertical Clearance for Overhead Crossings. The vertical clearance of new or existing overhead installations shall not be less than the current minimum requirements of the*

National Electric Safety Code, but in no case less than eighteen feet (18').

(D) *Minimum cover for new underground utilities shall be: forty-two inches (42") for all water lines (parallel and crossings); forty-two inches (42") for fiber optic cable (crossings, encased in rigid conduit); seventy-two inches (72") for fiber optic cable (crossings encased in polyethylene (PE) pipe); thirty inches (30") for direct burial and in-trench fiber optic cable (parallel); twenty-four inches (24") for all other direct burial cable (parallel); seventy-two inches (72") for uncased polyethylene (PE) gas pipe crossings under ditches and roadways but thirty inches (30") elsewhere and thirty inches (30") for all other (such as, but not limited to, gravity sewers, force sewers and electric) underground utilities (parallel and crossings).*

(E) *Scenic Enhancement Areas. Scenic enhancement areas shall include area acquired or so designated as scenic strips, overlooks, rest areas, recreation areas and all rights-of-way of highways adjacent thereto and the rights-of-way of highways which pass through public parks and historic sites as described under 23 U.S.C. 138.*

(F) *Encasement. Encasement as used in this policy means the placing of an installation around and outside of an underground facility consisting of a larger conduit which will permit the removal and replacement of the facility. An alternate to the conduit type encasement would be reinforced concrete poured around the facility. Acceptable materials are described in subsection (5)(C).*

(G) *Duct. An enclosed tubular casing, or raceway, for protecting wires, lines, or cables which is often flexible or semirigid (one to three percent (1–3%) diametric deflection). The casing, or raceway, is separate from the cable or conductor which passes through it.*

(H) *Normal Right-of-Way Line. An imaginary line that connects sudden breaks in the major right-of-way points for roadways. Sight distance right-of-way points (triangles) at roadway intersections are not to be considered as sudden breaks for determining normal right-of-way.*

(A) *Ditch line. A break line where the roadway ditch meets the back slope. It is located at the lowest point of a V-bottom ditch or furthest point from the roadway of a flat bottom ditch where the roadway slopes back to the existing ground line.*

(B) *Duct. An enclosed tubular casing, or raceway, for protecting wires, lines, or cables which is often flexible or semirigid (one to three percent (1–3%) diametric deflection). The casing, or raceway, is separate from the cable or conductor which passes through it.*

(C) *Encasement. Encasement as used in this policy means the placing of an installation around and outside of an underground facility consisting of a larger conduit which will permit the removal and replacement of the facility. An alternate to the conduit type encasement would be reinforced concrete poured around the facility. Acceptable materials are described in subsection (5)(C).*

(D) *Limits of interchanges. For the uniform handling of utility installations only, the limits of interchanges are the outside ramp curve points.*

(E) *Minimum cover for new underground utilities shall be: forty-two inches (42") for all water lines (parallel and crossings); forty-two inches (42") for fiber optic cable (crossings, encased in rigid conduit); seventy-two inches (72") for fiber optic cable (crossings encased in polyethylene (PE) pipe); thirty inches (30") for direct burial and in-trench fiber optic cable (parallel); twenty-four inches (24") for all other direct burial cable (parallel); seventy-two inches (72") for uncased polyethylene (PE) gas pipe crossings under ditches and roadways but thirty inches (30") elsewhere and thirty inches (30") for all other (such as, but not limited to, gravity sewers, force sewers and electric) underground utilities (parallel and crossings).*

ited to, gravity sewers, force sewers and electric) underground utilities (parallel and crossings).

(F) *Normal right-of-way line. An imaginary line that connects sudden breaks in the major right-of-way points for roadways. Sight distance right-of-way points (triangles) at roadway intersections are not to be considered as sudden breaks for determining normal right-of-way.*

(G) *Pull box width. Maximum pull box width, perpendicular to the right-of-way line within the utility corridor, is thirty inches (30").*

(H) *Scenic enhancement areas. Scenic enhancement areas shall include area acquired or so designated as scenic strips, overlooks, rest areas, recreation areas and all rights-of-way of highways adjacent thereto and the rights-of-way of highways which pass through public parks and historic sites as described under 23 U.S.C. 138.*

(I) *Utility. Privately, publicly or cooperatively owned line, facility or system for producing, transmitting or distributing communications, cable television, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage or any other similar commodity, including any fire or police signal system or street lighting system which directly or indirectly serves the public and does not include privately-owned facilities devoted exclusively to private use. The term utility shall also mean the utility company inclusive or any wholly owned or controlled subsidiary. The term utility includes those facilities used solely by the utility which are a part of its operating plant. The term also includes those utility type facilities which are owned or leased by a government agency for its own use or otherwise dedicated solely to governmental use.*

(J) *Utility corridor. An area established for the placement of utility facilities parallel to and within six feet (6') of the normal right-of-way.*

(K) *Vertical clearance for overhead crossings. The vertical clearance of new or existing overhead installations shall not be less than the current minimum requirements of the National Electric Safety Code, but in no case less than eighteen feet (18').*

(4) *Location and Relocation of Utility Lines.*

(B) *High Type Roads (Limited but not Fully Controlled Access Right-of-Way).*

1. *General policy. All utility facilities shall be installed, serviced and maintained without entering or leaving the highway except at approved access points, and without parking equipment and materials on the median, pavement, ramps or shoulders, and without cutting or damaging the roadway surface or paved shoulders. New service connections to parallel facilities and service crossings shall be permitted only at access points granted by the commission.*

2. *Roadway crossings of utilities.*

A. *Overhead mainline crossings are permitted provided the supports are located near the right-of-way line. New overhead service crossings may be permitted in isolated cases for residential or commercial establishments where the denial of such crossings would require the construction of more than twelve hundred feet (1,200') of utility line to provide the same service. Supports for service crossings shall be located as near the right-of-way line as possible.*

B. *Underground utility crossings shall be continuously encased under the through roadways, median, ramps and shoulder areas with the casing extending to the toe of the fill slopes or to the ditch line. In curb sections, the encasement shall extend outside the outer curb of the roadways a distance equal to the depth of the encasement at the curb line. Encasement for fiber optic cable shall extend from within six feet (6') of one right-of-way line to within six feet (6') of the other right-of-way line. A detector tape shall be placed approximately one foot (1') above the encasement where installed by open trench through unpaved areas. Manholes or vent pipes shall be located at the right-of-way line or adjacent to an outer*

roadway. Encasement shall be required under high type outer roadways. Exceptions may be made for encasement as follows: non-fiber communications and electric cables installed in ducts; welded steel pipelines carrying gaseous or liquid petroleum products, provided they are cathodically protected against corrosion, triple coated in accordance with accepted pipeline construction standards and meet the applicable material requirements; natural gas distribution pipe (nominal six inches (6") diameter maximum) of polyethylene (PE) plastic, traceable, installed by a horizontal bore method at a minimum depth of seventy-two inches (72") under ditches and roadways, constructed in accordance with and meeting applicable material requirements; gas service connections of steel or copper, protected and constructed in accordance with and meeting applicable materials requirements; and water service connections and crossings of copper two inches (2") inside diameter or less and meeting applicable material requirements.

3. Parallel facilities. Parallel installations on the right-of-way will be permitted provided that poles are within two feet (2') of the normal right-of-way line and underground facilities are within six feet (6') of the normal right-of-way line except—

A. Existing poles being relocated shall be within five feet (5') of the normal right-of-way line;

B. Existing overhead facilities that parallel an existing roadway which will be incorporated into the completed roadway may remain in place if all maintenance and service can be performed in accordance with provisions of *[sub]paragraph (4)(B)1./A./* and their existing location does not interfere with construction, maintenance or operation of the completed highway;

C. Existing underground facilities (other than sanitary sewers) that parallel an existing roadway which will be incorporated into the completed roadway may be left in place where it is impractical to relocate the facility provided that maintenance and service be performed without cutting or damaging the pavement or interfering with the construction, maintenance and operation of the highway;

D. Multiple facilities at intersections, existing steel pipe transmission and distribution facilities for gaseous petroleum products that parallel an existing roadway which will be incorporated into the completed roadway may be left in place subject to an agreement by the utility company that maintenance or service, and facility expansion will be performed without cutting or damaging the pavement or interfering with the construction, maintenance or operation of the highway and provided that the facility is cathodically protected against corrosion and meets the applicable material requirements;

E. Careful consideration shall be given to the location of guys, anchors, braces and other supports. Generally, good design procedure will provide that these appurtenances be located at right-of-way jogs, along intersecting road right-of-way or at other similar acceptable locations, so that encroachment is held to an absolute minimum;

F. Existing telephone conduit systems with multiple ducts may be filled with any type of communications cable until full; and

G. Underground facilities are expected to be buried within six feet (6') of sight distance right-of-way lines at roadway intersections unless granted a variance to this policy. Overhead facilities may be allowed to span intersecting roadways with SDTs provided the poles, or supports, are located outside the SDT.

4. Existing gravity sanitary sewer mains will be considered individually and removed or left in place contingent upon age, condition, feasibility or moving and whether service and maintenance can be performed without damaging the roadway surfacing. If an existing parallel gravity main is left in place within the limits of the paved surface, paved shoulder lines or curb lines, stub mains as required shall be laid between the sewer main and curb or shoulder lines for future service connections in each block. Manholes shall be relocated outside the traveled roadway. Encasement for existing gravity trunk sanitary sewer crossings may be required for questionable con-

dition, protection during construction, heavy fills or installations under pressure.

5. Encasement is not required for new trunk sanitary sewer crossings of vitrified clay, reinforced concrete or cast iron pipe except when installation procedures would produce voids in the roadbed, heavy fills or installations under pressure. Manholes are to be located as near the right-of-way line as practical.

6. Interchanges and separations.

A. No facilities will be permitted within the limit of interchanges of cloverleaf or directional design where planned or existing.

B. Utility installations within the limits of a diamond type interchange or separation will be permitted only along the minor road provided that all construction, service and maintenance can be performed from the minor road. Manholes and poles shall be relocated beyond the ramp termini.

7. Structures.

A. No utility facilities will be permitted in or on a structure carrying a limited access high type road.

B. No utility facilities will be permitted in or on a structure carrying a minor road over a high type road except wires and then only where no other practical means exist for crossing. All such crossings shall be by agreement and a charge will be made for the increased maintenance costs involved.

(C) High Type Roads (Without Access Control).

1. General policy.

A. All new facilities shall be installed and maintained without cutting or damaging the roadway surface or paved shoulders except that in the event that underlying rock formations or other obstructions are encountered that prevent boring or pushing operations, special permission may be granted for pavement cuts when the need is established.

B. Pavement cuts may be made by permit only. Permits will be issued only when it is impractical to otherwise service and maintain the facility.

2. Roadway crossings of utilities.

A. Overhead main line and service crossings are permitted provided the supports are located near the right-of-way lines.

B. Underground facilities generally shall be continuously encased under the through roadways, median, ramps and shoulder areas with the casing extending to the toe of the fill slopes or to the ditch line. In curb sections, the encasement shall extend outside the outer curb of the roadway(s) a distance equal to the depth of the encasement at the curb line. Encasement for fiber optic cable shall extend from within six feet (6') of one right-of-way line to within six feet (6') of the other right-of-way line. A detector tape shall be placed approximately one foot (1') above the encasement where installed by open trench through unpaved areas. Manholes or vent pipes shall be located at the right-of-way line or adjacent to an outer road. Encasement shall also be required under high type outer roadways. Exceptions for encasement may be made as follows: non-fiber communication and electric cables installed in ducts; welded steel pipelines carrying gaseous or liquid petroleum products, provided they are cathodically protected against corrosion, triple coated in accordance with accepted pipeline construction standards and meet the applicable material requirements; natural gas distribution pipe (nominal six inches (6") diameter maximum) of polyethylene (PE) plastic, traceable, installed by a horizontal bore method at a minimum depth of seventy-two inches (72") under ditches and roadways, constructed in accordance with and meeting applicable material requirements; gas service connections of steel or copper, constructed and protected in accordance with and meeting the applicable material requirements; and water service connections and crossings of copper two inches (2") inside diameter or less and meeting the applicable material requirements.

3. Parallel installations on the right-of-way will be permitted provided that poles are within two feet (2') of the normal right-of-

way line and underground facilities are within six feet (6') of the normal right-of-way line except—

A. Existing poles, being relocated, shall be within five feet (5') of the normal right-of-way line;

B. Existing overhead facilities that parallel an existing roadway which will be incorporated into the completed roadway may remain in place if their existing location does not interfere with construction, maintenance or operation of the completed highway;

C. Existing underground facilities (other than sanitary sewers) that parallel an existing roadway which will be incorporated into the completed roadway may be left in place where it is impractical to relocate the facility provided that maintenance and service can be performed without cutting or damaging the pavement or interfering with the construction, maintenance and operation of the highway;

D. Multiple facilities at intersections, existing steel pipe transmission and distribution facilities for gaseous petroleum products that parallel an existing roadway which will be incorporated into the completed roadway may be left in place subject to an agreement by the utility company that maintenance, service and facility expansion will be performed without cutting or damaging the pavement or interfering with the construction, maintenance or operation of the highway and provided that the facility is cathodically protected against corrosion and meets the applicable material requirements;

E. Careful consideration shall be given to the location of guys, anchors, braces and other supports. Generally, good design procedure will provide that these appurtenances be located at right-of-way jogs, along intersecting road right-of-way or at other similar acceptable locations, so that encroachment is held to an absolute minimum;

F. Existing telephone conduit systems with multiple ducts may be filled with any type of communication cable until full; and

G. Underground facilities are expected to be buried within six feet (6') of sight distance right-of-way lines at roadway intersections unless granted a variance to this policy. Overhead facilities may be allowed to span intersecting roadways with SDTs provided the poles, or supports, are located outside the SDT.

4. Existing sanitary sewer mains shall be considered individually and removed or left in place contingent upon age, condition, feasibility of moving and whether service and maintenance can be performed without damaging the roadway surfacing. If an existing parallel main is left in place within the limits of the paved surface, paved shoulder or curb lines, stub mains as required shall be laid between the sewer main and curb or shoulder lines for future service connections in each block. Manholes where necessary shall be relocated outside the traveled roadway wherever practical. Encasement for existing trunk sanitary sewer crossings may be required for questionable condition, protection during construction, heavy fills or installations under pressure.

5. Encasement is not required for new trunk sanitary sewer crossings of vitrified clay, reinforced concrete or cast iron except when installation procedures would produce voids in the roadbed, heavy fills or installations under pressure. Manholes are to be located as near the right-of-way line as practical.

6. Structures.

A. No utility facilities will be permitted in or on a grade separation structure except wires (**communication, electric power, fiber or metal**) and then only where no other practical means exist for crossings.

B. No utility facilities shall be placed on any structure except by agreement and a charge will be made for the increased maintenance cost involved.

(D) Low Type Roads (Without Access Control).

1. Roadway.

A. Existing parallel surface installations interfering with construction, maintenance or operation shall be relocated to within five feet (5') of the normal right-of-way line. Poles for new parallel surface installations shall be located within two feet (2') of the normal

right-of-way line. Careful consideration shall be given to the location of guys, anchors, braces and other supports. Generally, good design procedure will provide that these appurtenances be located at right-of-way jogs, along intersecting road right-of-way or at other similar acceptable locations, so that encroachment is held to an absolute minimum.

B. Existing parallel underground installations interfering with construction, maintenance or operation shall be relocated to as near the right-of-way line as practical. New parallel underground installations shall be located within six feet (6') of the normal right-of-way line. Existing telephone conduit systems with multiple ducts may be filled with any type of communication cable until full.

C. Existing overhead crossings that interfere with construction, maintenance or operation shall be relocated with their supports as near the right-of-way line as is practical. New overhead crossing installations shall be located with their supports as near the right-of-way line as is practical.

D. Installation of underground utility crossings may be made by trenching half the roadway at a time. Encasement, as provided in subsection (5)(C), shall be required for fiber optic cable, except as allowed in subparagraph (5)(C)1.C., pressure lines except welded steel pipelines carrying gaseous or liquid petroleum products provided they are cathodically protected against corrosion and natural gas distribution polyethylene (PE) plastic pipe of nominal six inches (6") diameter maximum bored a minimum of seventy-two inches (72") below the ditches meeting the applicable material requirements, sewers and drains when crossing under the roadway using polyethylene, polyvinyl chloride (PVC), thermoplastic, asbestos cement or acrylonitrile butadiene styrene (ABS) pipe material. The encasement for fiber optic cable shall extend from within six feet (6') of one right-of-way line to within six feet (6') of the other right-of-way line. A detector tape shall be placed approximately one foot (1') above the encasement.

E. Underground facilities are expected to be buried within six feet (6') of sight distance right-of-way lines at roadway intersections unless granted a variance to this policy. Overhead facilities may be allowed to span intersecting roadway with SDTs provided the poles, or supports, are located outside the SDT.

2. Structures.

A. No utility facilities will be permitted in or on a grade separation except wires (**communication, electric power, fiber or metal**) and then only where no other practical means exist for crossings.

B. No utility facilities shall be placed on any structure except by agreement and a charge will be made for the increased maintenance costs involved.

(5) Approved Materials for Underground Utility Facilities (Other Than Cable).

(A) Water and Sewer Lines.

1. Copper meeting the requirements of ASTM Specification B 88-**83/99**, Type K.

2. Cast iron meeting Specification ANSI 21.6-**1980/1975** (AWWA C106-**80/75**) or **ASA/ ANSI 21.8-1975** (AWWA C108-75). Joints shall be mechanical or push on meeting Specification ANSI A 21.11-**1982/2000** (AWWA C111-**80/00**).

3. Ductile iron meeting Specification ANSI 21.51-**1976/1996**(AWWA C151-**76/96**). Joints shall be mechanical or push on meeting Specification ANSI A 21.11-**1980/2000** (AWWA C111-**80/ 00**).

4. Prestressed concrete cylinder pipe meeting **AWWA Specification C301-79/ ANSI/AWWA C301-99** for sizes sixteen inches (16") in diameter or larger.

5. PVC pipe for water transmission shall be of Type PVC 1120 material and shall meet the requirements of ASTM D-2241-**82/00** or the latest revision thereof. For sizes one inch (1") and larger, dimensions shall not be less than specified for SDR 26 pipe. For

three-fourths inch (3/4") size, dimensions shall not be less than specified for SDR 21 pipe. Pipe, fittings and couplings may have integral bell and ring-type joint or solvent-weld type joint. The owner shall furnish to the district engineer a certification by the manufacturer that the pipe supplied will conform to the specified requirements. This certification shall include substantiating test results representative of the pipe to be furnished.

6. Asbestos cement pipe shall meet the requirements of *[AWWA C400-80/ ANSI/AWWA C400-93]* for Class 150 or Class 200 pipe, or the latest revision thereof, or ASTM C296-/76/00, Type II, for Class 150 or Class 200 pipe **or the latest revision thereof**. Uncombined calcium hydroxide shall not exceed 1.0 percent. Couplings shall consist of an asbestos cement sleeve of the same composition as the pipe and two (2) rubber rings suitable in size and design for the pipe with which it is used. The rubber rings shall conform to the requirements of ASTM D-1869-/78/95 **(Reapproved 2000) or the latest revision thereof**. The owner shall furnish to the district engineer a certification by the manufacturer that pipe and rubber rings supplied will conform to the specified requirements. This certification shall include substantiating test results, including crushing strength, representative of the pipe to be furnished.

7. Polyethylene (PE) plastic tubing for water transmission shall be PE 3406, SDR 9 with a minimum working pressure of one hundred sixty pounds per square inch (160 psi) and meeting the requirements of ASTM D 2737-/81/99 **or the latest revision thereof**. Polyethylene plastic pipe for water transmission shall be PE 3406, SDR 7 with a minimum working pressure of one hundred sixty pounds per square inch (160 psi) and meeting the requirements of ASTM D 2239-/81/99 **or the latest revision thereof**. The owner shall furnish the district engineer a certification by the manufacturer that the pipe will conform to the specified requirements. This certification shall include substantiating test results representative of the pipe to be furnished.

8. Polybutylene plastic tubing for water transmission shall be PB 2110, SDR 13.5, PR 160 psi; and shall meet the requirements of ASTM D 2666-/82/96a **or the latest revision thereof**. Polybutylene plastic pipe shall be PB 2110, SDR 9, PR 250 psi; PB 2110, SDR 11, PR 200 psi *./*; or PB 2110, SDR 13.5, PR 160 psi; and shall meet the requirements of ASTM D 3000-/73(1981)/95a of PB 2110, SDR 7, PR 250 psi; PB 2110, SDR 9, PR 200 psi; or PB 2110, SDR 11.5, PR 160 psi; and shall meet the requirements of ASTM D 2662-/83/96a **or the latest revision thereof**. The owner shall furnish the district engineer a certification by the manufacturer that the pipe will conform to the specified requirements. This certification shall include substantiating test results representative of the pipe to be furnished.

9. ABS composite sewer piping for gravity sewer installations shall meet the requirements of AASHTO M 264-/82/92(2000) (ASTM D 2680-/80/95a) **or the latest revision thereof**. The owner shall furnish to the district engineer a certification by the manufacturer that the pipe supplied will conform to the specified requirements. This certification shall include substantiating test results representative of the pipe to be furnished.

10. PVC pipe and fittings for gravity water and sewer transmission shall meet the requirements of ASTM D 3034-/81/00 SDR 35, ASTM F 789-/82/95a, ASTM F 679-/80/00 *[and]* or *[ATMS]* ASTM D 2680-/86/95a **or the latest revision thereof**. The owner shall furnish to the district engineer a certification by the manufacturer that the pipe and fittings will conform to the specified requirements. This certification shall include substantiating test results representative of the pipe and fittings to be furnished.

(B) Gas Lines.

1. Copper for gas shall meet with requirements of ASTM Specification B88-/83/99 Type K or *[ANSI B31.8-1975/ ASME B31.8-1999]* or latest revision thereof.

2. Thermoplastic pipe for gas transmission shall conform to all of the requirements of the *USA Standard Code for Pressure Piping, Gas Transmission and Distribution Piping Systems, [ANSI B31.8-*

1975/ ASME B31.8-1999. Thermoplastic pipe shall be polyvinyl chloride (PVC) Type II, Grade 1 (PVC 2110) or polyethylene Type II, Grade 3, (PE 2306), and shall conform to the requirements of ASTM D 2513-/82/00. Dimensions shall not be less than that specified in ASTM D 2513-/82/00. The owner shall furnish to the district engineer a certification by the manufacturer that the pipe supplied will conform to the specified requirements. This certification shall include substantiating test results representative of the pipe to be furnished.

3. For bored installations polyethylene (PE) pipe grade PE 2406 or better may be used without encasement for gas distribution six inches (6") or less in diameter. This pipe and its components shall conform to requirements outlined in currently approved ASTM D 2512-95 specification *Thermoplastic Gas Pressure Pipe, Tubing and Fittings*, ASTM D 2683-98 specification *Socket Type Polyethylene (PE) Fittings for Outside Diameter-Controlled Polyethylene Pipe* and ASTM D 3261-97 specification *Butt Heat Fusion Polyethylene (PE) Plastic Fittings for Polyethylene (PE) Plastic Pipe and Tubing*. All pipe and components shall also conform to the materials qualification found in Department of Transportation Gas Division 49 CFR 192.59 and in 4 CSR 240-40.030(2)(D).

4. Welded steel pipe lines shall meet the requirements of *[ANSI B31.1-1977/ ASME B31.1-2001]* and *[ANSI B31.8-1975/ ASME B31.8-1999]* or *[ANSI B31.4-1974/ ASME B31.4-1998]* or latest revision thereof.

(6) Installation Requirements of Water and Sewer Mains and Service Line.

(A) All cast iron and ductile iron water mains shall be installed in accordance with Specification *[AWWA C-600-64/ ANSI/AWWA C600-99]* **or the latest revision thereof**.

(B) All asbestos cement water mains shall be installed in accordance with Specification *[AWWA C-603-78/ ANSI/AWWA C603-96]* **or the latest revision thereof**.

(C) All thermoplastic water mains shall be installed in accordance with Specification ASTM D 2774-/72 (1978)/94 **or the latest revision thereof**.

(D) All thermoplastic gravity sewer piping shall be installed in accordance with Specification ASTM D 2321-/74 (1980)/00 **or the latest revision thereof**.

(7) Protective equipment. */c/Cables, wires, small diameter pipes and other such utility appurtenances extending from the surface of the ground shall be equipped with covers or guards to improve their visibility.*

(8) Cutting Pavement. In the event that permission is granted to cut an existing P.C.C. or A.C. pavement, all cuts, if possible, shall be made with a saw to a minimum depth of two and one-half inches (2 1/2"). The width of cut shall be determined by the width of required trench plus twelve inches (12") on each side of the trench. In the event that the distance to any adjacent longitudinal or transverse joint or crack is less than four feet (4') the pavement shall be removed to that joint or crack. **All pavement repair shall be made to Missouri Standard Specifications for Highway Construction.**

AUTHORITY: sections 226.020 and 227.240, RSMo [1994] 2000. Original rule filed Jan. 21, 1965, effective Jan. 31, 1965. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Oct. 7, 2002.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Transportation, Mari Ann Winters, Secretary to the Commission, PO Box 270, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication in the Missouri Register. No public hearing is scheduled.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 3—Utility and Private Line Location and
Relocation**

PROPOSED RULE

7 CSR 10-3.040 Division of Relocation Costs

PURPOSE: This rule provides a uniform system for the designation of cost responsibility for a utility relocation.

(1) Utility Companies Other Than Those Owned by a Political Subdivision.

(A) When the facilities are located on private easement within the new right-of-way to be acquired for a future project, the necessary relocations to permit construction will be effected at the cost of the Missouri Highways and Transportation Commission (commission).

(B) When the utility facilities are on the right-of-way of a public road or street or on state highway right-of-way, the relocation must be effected at the expense of the utility.

(C) When the facility is partly on and partly outside the right-of-way of a public highway and the exact cost for each party cannot be determined, the parties will arrive at a percentage reimbursement on an equitable basis.

(2) Utilities Owned and Operated by a City.

(A) When such facilities are located on private easement, the commission will reimburse the city for the necessary cost of relocation to permit construction.

(B) When such facilities are located within the city limits and on an existing city street which is being or had previously been taken over by the commission as part of its highway right-of-way, the commission will reimburse the city for the costs of the initial relocation of such facilities. These facilities will thereafter occupy commission's right-of-way by permit and all subsequent adjustments to such facilities made necessary by improvements to the highway facilities shall be at the cost of the city.

(C) When the facilities of the city are outside the city limits on public right-of-way, outside the city limits on state highway right-of-way or within the city limits on state highway right-of-way by permit, the relocation costs shall be borne by the city. The city limits involved shall be as set forth in the agreement between the city and the commission for the construction of the project, and subsequent annexation shall not affect the rights of the parties or extend the commission's obligation.

(D) When the cost of a portion of the relocation is the obligation, under the above policy, of the commission and part that of the city and the exact cost of each relocation cannot be determined, a percentage of reimbursement will be agreed upon which is equitable to the parties.

(E) When a city must bear part or all of the cost of adjustments to their utility facilities and the cost creates a financial hardship, the commission, by its authorized representative, the chief engineer, may temporarily assume these costs. A payback agreement with the city will include an applicable interest rate for a comparable maturity from a widely-published index of tax-exempt municipal rates,

obtained from the Missouri Department of Transportation's Resource Management Unit. Payback time shall not exceed five (5) years.

(3) Facilities Operated by a Political Subdivision Other Than a City.

(A) When such facilities are on private right-of-way, which lies within the contemplated project right-of-way, the commission shall effect the necessary relocation or reimburse the political subdivision for so doing.

(B) When such utility facilities are on state highway right-of-way, then relocation shall be effected at the cost of the utility involved.

(C) When such utility facilities are located on public right-of-way other than state highway right-of-way, the cost of relocation of adjustment shall be borne by the owner. In the case of storm sewers, where such sewers are used to dispose of the drainage from the highway, the commission may assume the cost of adjustment or relocation.

(D) In those locations in which, by state law, the disposition of sewage and storm waters in one or more municipalities has been delegated to a particular statutory agency, the commission will assume the cost of adjustment or relocation of such sewage and storm water disposal facilities located within city limits and not now located on state highway right-of-way but where jurisdiction over such streets on which such facilities are located is to be assumed by the commission as a part of the project.

(E) When a political subdivision must bear part or all the cost of adjustments to their utility facilities, and the cost creates a financial hardship, the commission, by its authorized representative, the chief engineer, may temporarily assume these costs. A payback agreement with the political subdivision will include an applicable interest rate for a comparable maturity from a widely-published index of tax-exempt municipal rates, obtained from Resource Management. Payback time will not exceed five (5) years.

(4) Future Moves.

(A) When utility facilities are located on private right-of-way and the commission pays nothing except the actual relocation costs of the utilities involved, the commission may agree that any future moves of the same utility by commission order may be effected at commission's cost. If a substitute private easement is provided by the commission, then the latter shall have no further obligation expressed in the agreement for future relocations.

AUTHORITY: sections 226.020 and 227.240 RSMo 2000. Original rule filed Oct. 7, 2002.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Transportation, Mari Ann Winters, Secretary to the Commission, PO Box 270, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 3—State Sales Tax**

PROPOSED RESCISSION

12 CSR 10-3.124 Coins and Bullion. This rule interpreted the sales tax law as it applied to coins and bullion, and interpreted and applied sections 144.010, 144.020 and 144.021, RSMo.

PURPOSE: This rule is being rescinded because it is superseded by other rules.

AUTHORITY: section 144.270, RSMo 1994. S.T. regulation 010-55 was last filed Dec. 31, 1975, effective Jan. 10, 1976. Refiled March 30, 1976. Amended: Filed Aug. 13, 1980, effective Jan. 1, 1981. Rescinded: Filed Oct. 15, 2002.

PUBLIC COST: The proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Revenue, Office of Legislation and Regulations, PO Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 110—Sales/Use Tax—Exemptions**

PROPOSED AMENDMENT

12 CSR 10-110.600 Electrical Energy. The director proposes to amend sections (2)–(4).

PURPOSE: This amendment is to clarify application of this exemption in certain circumstances.

(2) Definition of Terms.

(K) Recovered materials—*[Materials]* Items that have been diverted or removed from the solid waste stream for sale, use, reuse or recycling **by another party**, whether or not *[they]* the items require subsequent separation and processing.

(M) Solid waste—garbage, refuse or other discarded items.

[(M)] (N) Total cost—All allocated costs incurred in producing the product, including all elements of production cost in accordance with generally accepted accounting principles.

(3) Basic Application of Exemption.

(A) A taxpayer may claim this exemption at the time of purchase of the electrical energy by presenting the seller with a direct pay certificate issued by the department. In order to obtain a direct pay certificate, the taxpayer must submit *[annually]* an electrical energy direct pay authorization application. The application must demonstrate, by the use of the previous calendar year's data, a probable entitlement to the electrical energy exemption for the coming year. The taxpayer must file and remit the appropriate tax on energy purchases that do not qualify for this exemption on its sales tax return.

(4) Examples.

(B) A manufacturer produces glass bottles to be used as packaging. The manufacturer combines raw materials, including recycled glass **obtained from recyclers**, which is then melted under extreme heat. The molten glass is then formed into bottles, which are the manufacturer's only product. The electrical energy costs exceed 10% of the total cost of production; therefore the manufacturer qualifies for the exemption. If the manufacturer's raw materials include at least 25% *[recycled]* **recovered** material, the manufacturer may avoid the time and cost involved in the calculations necessary to support the exemption under the 10% threshold and claim the exemption based on its use of *[recycled]* **recovered** materials.

(C) A business contracts with manufacturers of frozen food products to receive fresh or partially frozen food products, reduce the temperature to zero degrees or below, and release the fully frozen food product back to the manufacturer for distribution. The frozen food products that the business produces have a new and different identity from the fresh or partially frozen products that it receives. Frozen foods have a longer shelf life and a broader distribution system than refrigerated foods. The business qualifies for the exemption if the electricity used in the freezing process exceeds 10% of the cost of producing the fully frozen food products from the fresh or partially frozen food products. **The freezing process does not include maintaining the product in a frozen state.** The business does not have to include the cost of its customer's production of the fresh or partially frozen products because the fresh or partially frozen food is a separate marketable product from the frozen food.

(E) A paper manufacturer uses recycled paper *[to produce]* **in its primary processing of producing** rolls of newsprint. The newsprint includes *[more than 25%]* **50%** recovered paper, *[and qualifies]* **qualifying the manufacturer** for the electrical energy exemption. The newsprint is subsequently cut into sheets **during secondary processing** for sale to a book printer. The cost of electricity *[to cut the sheets]* **used during the secondary processing** does not exceed 10% of the total cost of producing the cut sheets. **However, 17/the** electrical energy used to produce the final product is **also** exempt because the *[manufacturer]* **secondary process** uses at least 25% recovered materials.

(F) Same facts as (4)(E). The newsprint sheets purchased by the book printer for all its books are 40% of the raw materials used by the book printer. Because the raw materials only contain 20% recovered materials (40% times 50%), the book printer does not qualify for the electrical energy exemption.

(G) A taxpayer makes pipe. The manufacturing process creates scrap, which the taxpayer collects and reuses in its manufacturing process. The taxpayer is not using recovered materials. The scrap did not enter the solid waste stream because ownership was not transferred to another party for disposal or recovery. The scrap is not included as recovered materials in the calculation used to determine whether the taxpayer qualifies for the electric energy exemption.

AUTHORITY: section 144.270, RSMo 2000. Original rule filed July 25, 2001, effective Feb. 28, 2002. Amended: Filed Oct. 15, 2002.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Revenue, Office of Legislation and Regulations, PO Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 110—Sales/Use Tax—Exemptions**

PROPOSED AMENDMENT

12 CSR 10-110.950 Letters of Exemption Issued by the Department of Revenue. The director proposes to amend section (1) and subsection (2)(B).

PURPOSE: *This amendment makes letters of exemption permanent except in limited circumstances.*

(1) In general, the department issues letters of exemption to qualifying exempt entities. *[These letters are valid for a period of five (5) years.]* Documentation verifying the exempt status of the organization must be filed with the department to obtain a letter of exemption.

(2) Application of the Rule.

(B) An organization seeking a letter of exemption certificate must complete a Missouri Sales/Use Tax—Exemption Application—Form 1746. If the documentation establishes **that** the entity qualifies as an exempt entity, the department issues a letter of exemption. *[This letter of exemption is effective for five (5) years from the date of issuance of the letter.]* **Once a letter of exemption is issued by the department, it will continue in effect unless there are changes in the structure or operation of the organization causing the exemption to be invalid.**

AUTHORITY: *section 144.270, RSMo [1994] 2000. Original rule filed Aug. 1, 2000, effective Jan. 30, 2001. Amended: Filed Oct. 15, 2002.*

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Revenue, Office of Legislation and Regulations, PO Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 111—Sales/Use Tax—Machinery and Equipment Exemptions

PROPOSED AMENDMENT

12 CSR 10-111.010 Manufacturing Machinery and Equipment Exemptions. The director proposes to amend sections (2), (3) and (4).

PURPOSE: *The director amends this regulation to reflect recent court cases and to provide for more consistent application of department policies.*

(2) Definition of Terms.

(A) Equipment—Devices that have a degree of permanence to the business, contribute to multiple processing cycles over time and generally constitute fixed assets, other than land and buildings, that are capitalized and depreciated for purposes of business and accounting practices.

[(A)] **(B)** Establish a new manufacturing plant—The complete and final construction of a facility and all of its component parts. Construction shall be deemed completed within a reasonable period of time after production begins.

[(B)] **(C)** Expand existing manufacturing plant—The purchase of additional machinery, equipment and parts as a result of the physical enlargement of an existing manufacturing, fabricating or mining facility; or the addition of machinery, equipment and parts constituting improvements that result in an actual or potential: i) increase in

production volume at the plant, ii) increase in employment at the plant, or iii) increase in the number of types or models of products produced at the plant. This actual or potential increase is measured in relation to the actual or potential production volume, employment or types or models of products produced at the plant before the machinery, equipment and parts were originally put into use at the plant. Documentation which may be provided to establish the requisite intent for potential increase in production include, but are not limited to, the following: capital expenditure authorization requests, production records, production plans, purchase invoices, work authorizations, plant equipment cost savings analysis or reports and asset justification reports.

[(C)] **(D)** Fabrication—The process of transforming an item into a higher stage of development. It does not imply or signify manufacturing, but the meaning of the term is limited to cutting, carving, dressing, shaping; advancing an elementary shape to a higher stage of development; reworking and cutting shapes to required length.

[(D)] **(E)** Machinery *[and equipment—Devices that have a degree of permanence to the business, contribute to multiple processing cycles over time and generally constitute fixed assets other than land and buildings for purposes of business and accounting practices.]*—**Combinations of parts that work together as a functioning unit, even if they are subordinate elements of more complex machinery. Machinery may be simple or complex, but does not include the replacement of an individual part, even if that part becomes an element of a functioning machine.**

[(E)] **(F)** Manufacturing—i) the alteration or physical change of an object or material to produce an article with a use, identity and value different from the use, identity and value of the original; or ii) a process which changes and adapts something practically unsuitable for any common use into something suitable for common use; or iii) the production of new and different articles, by the use of machinery, labor and skill, in forms suitable for new applications; or iv) a process that makes more than a superficial transformation in quality and adaptability and creates an end product quite different from the original; or v) requires the manipulation of an item in such a way as to create a new and distinct item, with a value and identity completely different from the original. Manufacturing does not include processes that restore articles to their original condition (e.g., cleaning, repairing); processes that maintain a product (e.g., refrigeration); or processes that do not result in a change in the articles being processed (e.g., inspecting, sorting).

(G) Materials—Tangible personal property that becomes a component of machinery and equipment during installation, construction or operation of the machinery and equipment, or that becomes an ingredient or component part of the final product that is ultimately sold for final use and consumption.

[(F)] **(H)** Mining—The process of extracting from the earth precious or valuable metals, minerals or ores. This process includes quarrying, but does not include equipment used for water-well drilling or reclamation performed to restore previously mined land to its original state.

[(G)] **(I)** Parts—Articles of tangible personal property that are components of machinery or equipment, which can be separated from the machinery or equipment and replaced. Like machinery and equipment, parts must have a degree of permanence and durability. Items that are consumed in a single processing and benefit only one (1) production cycle are materials and supplies, not parts. Items such as: nuts, bolts, hoses, hose clamps, chains, belts, gears, drill bits, grinding heads, blades, and bearings, would ordinarily be considered */as/* parts. Substances such as fuels and coolants that are added to machinery and equipment for operation are not parts. Substances such as lubricants, paint and adhesives that adhere to the surface of machinery and equipment but are not distinct articles of tangible personal property, are not parts~~/.~~; */T/*these items would be considered */as/* materials and supplies within the meaning of the exemptions.

[(H)] (J) Producing—Includes the meanings of “manufacturing” and “fabricating,” and is used in connection with the creation of intangibles that are taxable but which are not manufactured or fabricated in the sense those terms are commonly understood, e.g., information organized by computer and then sold on tangible media.

[(I)] (K) Product which is intended to be sold ultimately for final use or consumption—Tangible personal property, or any service that is subject to state or local sales or use taxes, or any tax that is substantially equivalent thereto, in this state or any other state, which is intended at the time of manufacturing, mining or fabrication to be sold at retail. Property or services cannot be considered to be “subject to” the tax of a state unless the property or services are actually to be sold at retail in that state or delivered to a retail customer in that state.

(L) Supplies—Tangible personal property consumed in the installation or construction of machinery and equipment, or in maintaining machinery and equipment during operation. The term supplies does not include fuel because sections 144.030.2(4) and (5) do not expressly exempt fuel.

(M) Used directly in manufacturing, mining, fabricating or producing a product—substantially used in, essential to, and comprising an integral part of the manufacturing, mining, fabricating or producing process. Under the integrated plant theory, adopted by Missouri, it is not sufficient to meet only one (1) of these requirements. For example, items used in material storage or handling before the manufacturing process begins may be essential to the process, but generally are not an integral part of the manufacturing process and are therefore not used directly in manufacturing. Similarly, items used for storing the finished product are generally not an integral part of the manufacturing process. The factors that determine whether an article is directly used are: whether the item is essential or necessary to the process; how close, causally, is the item to the production process; and whether the item operates harmoniously with other machinery to make an integrated and synchronized system. The direct use requirement is not limited to those items of machinery, equipment and parts that produce a direct physical change in the composition of the raw materials or work in process. As long as there is a continuous progression from raw materials to finished product and there are no extended interruptions in the manufacturing process, the integrated and synchronized system begins when raw materials enter the production process and ends when the product is finished.

(3) Basic Application of Exemption.

[(A) Direct use—In determining whether machinery, equipment and parts are used directly in producing a product, Missouri has adopted the integrated plant theory that permits a broad construction of the machinery, equipment and parts exemptions. The language “used directly in” exempts purchases of articles that are both essential and comprise an integral part of the manufacturing process. It is not sufficient to meet only one of these requirements. For example, items used in material storage or handling before the manufacturing process begins may be essential to the process, but are not an integral part of the manufacturing process and are therefore not used “directly” in manufacturing. The factors which determine whether an article is directly used are: whether the item is essential or necessary to the process; how close, causally, is the item to the production process; and whether the item operates harmoniously with other machinery to make an integrated and synchronized system. The direct use requirement is not limited to those items of machinery, equipment and parts that produce a direct physical change in the composition of the raw materials or work in process.]

[(B)] (A) [New or expanded plant exemption—Pursuant to section 144.030.2(5), RSMo, purchases of machinery, equipment

and parts to establish a new or to expand an existing manufacturing, mining or fabricating plant in Missouri which are used directly in manufacturing, mining or fabricating a product that is intended to be sold ultimately for final use or consumption are not subject to tax. Purchases of the materials and supplies solely required for the installation or construction of such machinery and equipment are not subject to tax.

[(C)] (B) [Purchase by other than end user—The exemptions for machinery, equipment and parts in section 144.030.2(4) and (5), RSMo, do not require that the owner of the facility be the purchaser to qualify for the exemption or that the purchaser be the one who uses the machinery, equipment and parts in an exempt fashion. All that is required is that the machinery, equipment and parts are used in a tax-exempt manner. These exemptions “flow through” to the owner. For example, a real property improvement contractor may purchase exempt from tax the machinery, equipment, parts, materials and supplies solely required for installation or construction of such replacement items, if such items are to be used in a tax-exempt manner by the owner.

[(D)] (C) [Replacement—To be exempt under section 144.030.2(4), RSMo, the machinery, equipment and parts must replace an existing piece of machinery, equipment or parts. This can include machinery, equipment, or repair and maintenance parts that are identical to the items they replace, as well as items that are different from the ones they replace, such as replacement machinery, equipment or parts added for the purpose of improving or modifying the existing devices. The replacement machinery, equipment and parts must be used in a process that produces a product intended to be sold ultimately for final use or consumption.

[(E) Replacement machinery, equipment and parts—Pursuant to section 144.030.2(4), RSMo, purchases of replacement machinery, equipment and parts which are used directly in manufacturing, mining, fabricating or producing a product that is intended to be sold ultimately for final use or consumption are not subject to tax. Purchases of the materials and supplies solely required for the installation or construction of such replacement machinery, equipment and parts are not subject to tax.]

[(F)] (E) [Use for nonexempt purposes—In order for the machinery and equipment to be exempt from tax it must be used substantially for an exempt purpose, but need not be used exclusively or primarily for [an exempt] that purpose. However, the purchaser may only claim an exemption for a percentage of the purchase price equal to the percentage of use for an exempt purpose. If several like items are purchased, some for exempt purposes and some for nonexempt purposes, only the number of items essential for the exempt use qualify for the exemption. The purchaser must intend at the time of purchase to use and actually make material use of the machinery and equipment in an exempt capacity to qualify. The fact that it may also be used for nonexempt purposes will not prevent the purchase of the item from qualifying for the exemption. [If several like items are purchased, some for exempt purposes and some for nonexempt purposes, only the number of items essential for the exempt use qualify for the exemption.] If a purchaser buys machinery, equipment or parts under a claim of exemption, the purchaser must self-accrue and remit tax to the department for that portion of the purchase price attributable to use for a nonexempt purpose. The percentage of exempt use may be based on the time used for an exempt purpose or on another formula or method that reasonably reflects the actual exempt use.

(F) When two (2) or more entities are involved in a process, they must be under common ownership and work together to manufacture, mine, fabricate or produce a single product for both to qualify for the exemption under the integrated plant theory. Otherwise, they must each independently satisfy the requirements of this exemption.

(4) Examples.

(G) Same facts as (F). Some of the testing equipment is used for both exempt and nonexempt purposes. The company should purchase the equipment pursuant to a claim of exemption and accrue and remit tax for the percentage of the purchase price equal to the percentage of the time the equipment is used for nonexempt purposes.

[(G)] (H) A ceramic greenware manufacturer purchases six (6) *[initial]* greenware mug molds, which it is going to use to manufacture greenware mugs to be resold. All six (6) greenware mug molds would be exempt.

[(H)] (I) A rock quarry purchases equipment to remove earth and overburden to expose the rock and to remove rock from the ground. It purchased separate equipment to crush the rock into gravel as a marketable product to be sold at retail. The equipment used to remove the overburden and rock from the ground would qualify as exempt mining equipment and the equipment used to crush the rock into gravel would qualify as exempt manufacturing equipment.

[(I)] (J) A taxpayer operates a concrete manufacturing plant. *[It]* The taxpayer purchases three (3) replacement concrete mixing trucks and also adds four (4) additional concrete mixing trucks to expand its fleet. *The [T]* taxpayer also purchased dump trucks to haul concrete slabs that had been manufactured in its plant. The replacement and new additional concrete mixing trucks are directly used in manufacturing and would qualify for the replacement machinery and equipment exemption in section 144.030.2(4), RSMo, and the expanded plant exemption in section 144.030.2(5), RSMo, respectively. The dump trucks would not qualify for exemption because they are not directly used in the manufacturing process. However, if the dump trucks were used in the plant to transport the slabs during the manufacturing process from one processing area to another within the manufacturing plant, these exemptions would apply.

[(J)] (K) A taxpayer creates and sells a nontaxable information service product. To develop its product, the taxpayer purchases computer hardware and software. Because the taxpayer produces a nontaxable service product, it is not manufacturing a product intended to be sold ultimately for final use or consumption and, therefore its purchases of computer equipment are not exempt from tax.

[(K)] (L) A taxpayer has exempt machinery and equipment used directly in manufacturing a taxable product. Taxpayer purchases: i) *[fuels,]* lubricants*[,]* and coolants for operation of the machinery and equipment; ii) paint and adhesives which will adhere to the surface of the machinery and equipment; and iii) replacement hoses and belts for the machinery and equipment. *The [fuels,]* lubricants, coolants, paint and adhesives added to the machinery and equipment for operation are not parts within the meaning of the exemptions. *[These items are materials and supplies.]* They are exempt only if used for installation or construction of exempt machinery, equipment and parts. The hoses and belts may be purchased exempt from tax because they qualify as replacement parts.

[(L)] (M) A manufacturing company has two (2) sets of storage *[devices]* bins. The first set stores work in process between two (2) separate production areas. The second set stores the finished goods after the manufacturing process has been completed. The first set of storage *[devices]* bins is used directly in manufacturing and thus falls within the exemption. The second set of *[devices]* bins is not directly used in manufacturing and is subject to tax.

[(M)] (N) A manufacturing company uses pneumatic powered tools directly on its assembly line. It also has hand tools used to repair or adjust the machines throughout the plant. The pneumatic powered tools are exempt as machinery and equipment directly used in manufacturing. The hand tools do not qualify as machinery and equipment directly used in manufacturing and are taxable.

[(N)] (O) A commercial photo developer uses "crop cards" to hold individual negatives in the film developing process which are discarded after a single use. The developer also uses tape to connect negative strips so that the negatives may be fed through its automatic film developing machinery and equipment. The crop cards and

tape are *[consumable supplies,]* not parts or equipment, and therefore are subject to tax.

[(O)] (P) A steel company manufactures steel products. It purchases train carloads of steel beams that are used in the plant to produce the products. The steel beams are unloaded from the train and placed in the production line. The crane used to unload the steel beams *[at the plant]* from the train to the production line is part of the integrated and synchronized system and is used directly in the manufacturing process. *[As long as there is a continuous progression from raw materials to finished product and there are no extended interruptions in the manufacturing process, the integrated and synchronized system begins when raw materials enter the plant site and ends when the finished product leaves the plant site.]*

[(P)] (Q) A taxpayer *[sells and installs computer hardware and software and]* provides information technology services to its customers in Missouri and Texas. *[The hardware and software are tangible personal property subject to sales tax.]* The technology services are not subject to tax in Missouri but are subject to tax in Texas. *[and t]* The taxpayer remits *[sales]* tax to Texas on its sales in Texas. *[The taxpayer's purchase of machinery and equipment to develop its products and services is intended to manufacture a taxable product or a taxable]* The computer hardware and software used to provide services to customers in Missouri are subject to tax. Because the services are subject to tax in Texas, the computer hardware and software used by the taxpayer to provide its services in Texas are used to provide a service intended to be sold ultimately for final use or consumption. *[The purchase of machinery and equipment is exempt from tax.]* The purchase of the computer hardware and software used to provide services in Texas, therefore, is exempt from tax because the technology services are taxable.

(R) Same facts as (Q), except the same equipment is used to provide services to customers both in Texas and in Missouri. The taxpayer should purchase the hardware and software under a claim of exemption and accrue and remit tax on the percentage of the purchase price equal to the percentage of time the hardware and software is used to provide services in Missouri.

[(Q)] (S) A manufacturer purchases four (4) forklifts for use in its plant. The manufacturer intends to use two (2) forklifts to move work in process between two (2) manufacturing steps and the other two (2) for loading the finished product from its warehouse onto trucks. Even though all four (4) forklifts may be rotated between the functions, only the two (2) forklifts essential to the manufacturing process are exempt. If the manufacturer uses all four (4) forklifts on a rotating basis in both moving work in process and in loading finished product, the manufacturer may purchase all forklifts under the exemption but must remit tax on the amount of the purchase price representing the nonexempt use of the forklifts. Replacement parts used on the forklifts are also subject to tax on the same prorated basis.

(T) A manufacturer purchases a computer system to provide all accounting functions, for use in designing new products, and to control its production line. The manufacturer may purchase the computer system exempt from tax but must remit to the department tax on that portion of the purchase price equivalent to the percentage of the computer capacity that is not used to control the production line.

(U) A manufacturer purchases machinery and equipment to unload raw materials from delivery vehicles and transport them to the warehouse for storage. This machinery and equipment is not directly used in manufacturing and is not eligible for this exemption.

(V) A manufacturer purchases machinery and equipment to unload raw materials from delivery vehicles and transport them on conveyors directly from the loading dock to the production line. The raw materials remain on the conveyor until used in the production process. This machinery and equipment is integrated

and used directly in manufacturing and qualifies for this exemption.

(W) A manufacturer purchases machinery and equipment to take the finished product from the production line to the warehouse for storage. This machinery and equipment is integrated and directly used in manufacturing and is eligible for this exemption. The manufacturer also purchases machinery and equipment to use in handling the finished product in the warehouse and deliver it to vehicles for shipping. This machinery and equipment is not directly used in manufacturing and is not eligible for this exemption.

AUTHORITY: section 144.270, RSMo [1994] 2000. Original rule filed Aug. 31, 1999, effective March 30, 2000. Amended: Filed Oct. 15, 2002.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Revenue, Office of Legislation and Regulations, PO Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 111—Sales/Use Tax—Machinery and
Equipment Exemptions**

PROPOSED AMENDMENT

12 CSR 10-111.060 Material Recovery Processing Plant Exemption. The director proposes to amend sections (2), (3) and (4).

PURPOSE: This amendment is to clarify application of this exemption in certain circumstances.

(2) Definition of Terms.

(A) Material recovery processing plant—A facility *[which]* that converts recovered materials into a new product~~/,~~ or into a different form *[which]* that is used in producing a new product~~/,~~ and~~/~~. It includes facilities or equipment used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but does not include motor vehicles used on highways. **This applies only to the original conversion of recovered materials. A facility that uses materials that have previously been recovered is not a material recovery processing plant.**

(B) Materials—Tangible personal property that becomes a component of machinery and equipment during installation, construction or operation of the machinery and equipment, or that becomes an ingredient or component part of the final product that is ultimately sold for final use and consumption.

[(B)] (C) Recovered materials—*[Those materials]* Items that have been diverted or removed from the solid waste stream for sale, use, reuse or recycling **by another party**, whether or not *[they]* the items require subsequent separation and processing.

(D) Solid waste—garbage, refuse or other discarded items.

(E) Supplies—Tangible personal property consumed in the installation or construction of machinery and equipment, or in maintaining machinery and equipment during operation. The

term supplies does not include fuel because sections 144.030.2(4) and (5), RSMo do not expressly exempt fuel.

(3) Basic Application of Exemption.

(A) An item is diverted from the solid waste stream when ownership transfers to another party for recovery. An item is removed from the solid waste stream when ownership transfers to another party for disposal and is then removed for recovery.

[[A]] (B) Machinery and equipment for new, or to replace or expand existing, material recovery processing plant—Purchases of machinery and equipment used to establish new, or to expand existing, material recovery processing plants in this state are not subject to tax. Purchases of the materials and supplies required solely for the operation, installation or construction of such machinery and equipment are not subject to tax.

[(B)] New, replacement or expanded plant—Machinery and equipment are exempt if used to establish a new, or replace or expand an existing, material recovery processing plant. Materials and supplies required solely for the operation, installation or construction of machinery and equipment used in establishing a new plant, or in replacing or expanding an existing plant are exempt.]

(4) Examples.

(B) A taxpayer *[recycles fuel. It]* acquires and processes *[both]* solid *[and liquid]* waste *[materials]* for use as a fuel in its cement manufacturing operation. The taxpayer uses shredders and pulverizers to grind the solid waste *[materials]* into sizes appropriate for further processing. The taxpayer's mobile and conveyor systems are used to transport the solid *[and liquid]* wastes to different processes performed on the *[materials]* waste in taxpayer's facility. The *[fuel]* recycling facility *[would qualify]* qualifies as a material recovery processing plant because it converts recovered materials~~/,~~ (solid *[and liquid]* waste) *[materials,]* into a new product~~/,~~ fuels~~/~~ (fuel)~~/,~~ that are then used to manufacture a new product, cement~~/~~.

(C) Assuming the same facts as in example (4)(B), the taxpayer purchases lubricants to operate its *[machinery and equipment]* shredders and pulverizers. Because the lubricants are required solely for the operation of the *[machinery and equipment]* shredders and pulverizers in a material recovery processing plant, they are not subject to tax.

(D) A *[T]*taxpayer *[does not]* operates a *[material recovery processing plant but operates a]* facility used exclusively for the collection of recovered materials for delivery to a material recovery processing plant. The *[T]*taxpayer purchases storage bins, conveyors and a special truck for hauling waste material to and from its facility. The storage bins and conveyors *[would be]* are exempt from tax. The special truck *[would be considered]* is a motor vehicle pursuant to section 301.010, RSMo, and *[would be]* is subject to tax.

(E) A taxpayer operates a recycling business that purchases aluminum, paper and other products to be bundled and then sold to facilities *[which]* that use them as raw materials to produce new and different products. *[A]* The taxpayer purchases loaders, baling machines and crushing equipment to prepare the materials for sale and shipping. The loaders push the materials into the balers, which compress the recovered materials for shipping. Because the taxpayer is collecting *[recyclable]* recovered materials *[and converts them into a different form]*, which *[is]* are then used to produce new products, the taxpayer's operation would qualify as a material recovery processing plant. The loaders, baling machines and crushing equipment would qualify for the material recovery processing plant exemption if they were purchased and used to establish a new, or to replace or expand an existing plant.

(F) A taxpayer operates a facility used exclusively for the collection of used motor oil for delivery to a material recovery processing plant. The taxpayer purchases storage tanks, pumps and a special truck for hauling the oil to and from its facility. The

storage tanks and pumps are exempt from tax. The special truck is a motor vehicle pursuant to section 301.010, RSMo, and is subject to tax.

(G) A taxpayer makes pipe. The manufacturing process creates scrap, which the taxpayer collects and reuses in its manufacturing process. The taxpayer is not a material recovery processing plant because the scrap did not enter the solid waste stream.

(H) A taxpayer makes pipe. The manufacturing process creates scrap, which the taxpayer collects and sells to another party for recycling. The taxpayer is not a material recovery processing plant, but the other party is because the scrap has been diverted from the solid waste stream. Any machinery and equipment used by the taxpayer exclusively to collect the scrap would be exempt.

(I) Same facts as (H). The taxpayer uses equipment to collect the scrap to keep its plant clean and to deliver it to the recycler. After the material is collected in the plant, it is crushed and bundled to meet the recycler's specifications. The collection equipment is subject to tax because it is not used exclusively for collecting the scrap. The equipment used to crush and bundle the scrap is not subject to tax because it is used exclusively to collect the scrap for delivery to the recycler.

(J) A furniture manufacturer purchases pressboard made from recovered materials to use in its manufacturing process. The furniture manufacturer is not a material recovery processing plant because it is not converting recovered materials; it is converting a raw material that contains recovered materials.

AUTHORITY: sections 144.270 and 144.705, RSMo [1994] 2000. Original rule filed Nov. 18, 1999, effective June 30, 2000. Amended: Filed Oct. 15, 2002.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Revenue, Office of Legislation and Regulations, PO Box 629, Jefferson City, MO 65105. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 10—Nursing Home Program**

PROPOSED AMENDMENT

13 CSR 70-10.150 Enhancement Pools. The division is amending section (1).

PURPOSE: This amendment changes the dates in order for the Division of Medical Services to implement the enhancement pool for State Fiscal Year 2003.

(1) Medicaid Enhancement Pools. Subject to federal approval, the Division of Medical Services shall administer two (2) enhancement payment pools to pay for services covered by the Missouri Medicaid program. The total payment from the pools shall not exceed the difference between the Medicare upper limit and the per diem reimbursement for all Medicaid nursing facilities for services covered by the Missouri Medicaid program. The Medicaid enhancement pools shall be calculated and distributed in the manner described below.

(A) Government-owned nursing facilities may elect to participate in the funding and distribution of the first enhancement payment pool in accordance with an intergovernmental funds transfer agreement executed with the Department of Social Services.

1. The distribution from the first pool shall be calculated as a percentage, to be determined by the Department of Social Services, of the aggregate difference between the Medicare Upper Limit and per diem reimbursement for all Medicaid nursing facilities **through September 30, 2002, and for non state government-owned nursing facilities only after September 30, 2002**, as follows:

A. For State Fiscal Year 2001 the aggregate difference shall be calculated for the period August 1, 2000–June 30, 2001.

B. For State Fiscal Year 2002 the aggregate difference shall be calculated for the period July 1, 2001–June 30, 2002.

C. **For the period July 1, 2002–September 30, 2002** the aggregate difference between the Medicare Upper Limit and per diem reimbursement shall be calculated using data for all Medicaid nursing facilities.

D. **For the period October 1, 2002–June 30, 2003** the aggregate difference between the Medicare Upper Limit and per diem reimbursement shall be calculated using data for nonstate governmental owned nursing facilities only.

2. The pool shall be distributed to participating government-owned nursing facilities based on a quarterly amount, based on their pro rata share of Medicaid patient/. / days.

(B) All Medicaid enrolled nursing facilities may participate in distributions from the second enhancement payment pool, for State Fiscal Year **[2002] 2003 after September 30, 2002, if there are state funds available.**

1. The distributions from the second pool **[shall] may** be calculated as a percentage, to be determined by the Department of Social Services, of the aggregate difference between the Medicare Upper Limit and per diem reimbursement for all Medicaid enrolled nursing facilities, for the period July 1, **[2001] 2002–June 30, [2002] 2003.**

2. The second pool **[shall] may** be distributed based on a **monthly or** quarterly amount, made in addition to per diem payments, to all Medicaid enrolled nursing facilities, applicable to services provided in State Fiscal Year **[2002] 2003**, based on their pro rata share of Medicaid days. **A distribution will not be made based on more than a quarterly amount. A distribution will be prorated if enrollment in the Medicaid program is not maintained by the nursing facility for the full quarter.**

3. For State Fiscal Year 2003, an add-on payment, if state funds are available, may be distributed based on a monthly or quarterly amount to all Medicaid enrolled nursing facilities applicable to services provided in State Fiscal Year 2003, based on their pro rata share of Medicaid days as defined in subsection (1)(C). If a nursing facility is eligible to receive an add-on payment and does not have any paid Medicaid patient days in State Fiscal Year 2002, that facility's Medicaid days will be determined from the previous quarter of the quarter in which the add-on payment is made.

(C) The aggregate difference between the Medicare Upper Limit and the per diem reimbursement for Medicaid nursing facilities will be calculated on an annual basis. The per diem Medicaid rates used in the calculation will be those being paid at the time of the calculation and the Medicare Upper Limit will be based on the current **Research Utilization Groups (RUGS)** system of Medicare nursing facility reimbursement with appropriate adjustments to assure comparability with the Medicaid rate. The difference will be calculated on a facility basis and multiplied by the reported Medicaid days at the particular nursing facility for the most recent cost report year. The product of all calculations will be added together to obtain the aggregate difference. Medicaid days will be determined from the paid day report from Missouri's fiscal agent for pay cycles during the State's Fiscal Year **[2001] 2002.**

*AUTHORITY: sections 208.153, 208.159, and 208.201, RSMo 2000. Emergency rule filed Nov. 3, 2000, effective Nov. 13, 2000, expired May 11, 2001. Original rule filed Nov. 13, 2000, effective May 30, 2001. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Oct. 29, 2002, effective Nov. 8, 2002, expires May 6, 2003. Amended: Filed Oct. 29, 2002.*

PUBLIC COST: This proposed amendment is estimated to cost state agencies or political subdivisions \$144,000,000 in SFY 2003.

PRIVATE COST: This proposed amendment is estimated not to cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed amendment with the Office of the Director, Division of Medical Services, PO Box 6500, Jefferson City, MO 65102-6500. To be considered, comments must be received within thirty (30) days after publication in the **Missouri Register**. If to be hand-delivered, comments must be brought to the Division of Medical Services at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.*

**FISCAL NOTE
PUBLIC COST**

I. RULE NUMBER

Rule Number and Name:	13 CSR 70-10.150 Enhancement Pools
Type of Rulemaking:	Proposed Amendment

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Social Services, Division of Medical Services	State Fiscal Year 2003: \$144,000,000

III. WORKSHEET

IV. ASSUMPTIONS

This program of intergovernmental transfers utilizing all facilities will only be available through September 2002. The State is taking advantage of the \$144,000,000 difference between the maximum allowable federal participation in the nursing facility program and what the State of Missouri is paying.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification**

PROPOSED RULE

15 CSR 30-3.010 Voter Identification Affidavit

PURPOSE: This rule sets out the identification requirements a potential voter must reach before being allowed to vote.

(1) In addition to the list of acceptable forms of personal identification accepted as proof of identity in order to vote, found in section 115.427.1(6), RSMo, personal knowledge of the voter by two (2) supervisory judges, one (1) from each major political party, shall be acceptable voter identification upon the completion of an approved affidavit in substantially the following form as included herein:

VOTER'S IDENTIFICATION AFFIDAVIT	
<p>Warning: It is against the law for anyone to vote, or attempt to vote, without having a lawful right to vote.</p>	
<p>_____ Print name of voter</p>	<p>_____ Signature of voter</p>
STATEMENT OF SUPERVISORY JUDGES	
<p><i>Now comes before us _____ who does not have a proper form of identification as required under section 115.427.1, RSMo. We the undersigned hereby certify that we have personal knowledge of the voter.</i></p>	
<p>_____ Supervisory Judge Signature (Republican)</p>	<p>_____ Date</p>
<p>_____ Supervisory Judge Signature (Democrat)</p>	<p>_____ Date</p>

AUTHORITY: section 115.427, RSMo Supp. 2002. Emergency rule filed Oct. 11, 2002, effective Oct. 21, 2002, expires April 18, 2003. Original rule filed Oct. 18, 2002.

PUBLIC COST: The combined costs, to each election authority, for the implementation of this proposed rule, will not exceed approximately three thousand dollars (\$3,000) every two (2) years.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, Elections Division, Betsy Byers and Gayla Vandelight, Co-Directors, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**FISCAL NOTE
PUBLIC COST**

I. RULE NUMBER

Rule Number and Name:	15 CSR 30-3.010 Voter ID Affidavit
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Local Election Authorities	\$3000 every two years

III. WORKSHEET

We are estimating that the combined cost to each local election authority for the printing of the Voter ID Affidavits will not exceed \$3000 every two years.

IV. ASSUMPTIONS

The costs of printing Voter ID Affidavits will remain similar to its current rate of approximately \$25 / 100 affidavits.

The state-wide average usage of the Voter ID Affidavits will be approximately 100 affidavits per election authority, every two years.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 8—Provisional Voting Procedures

PROPOSED RULE

15 CSR 30-8.010 Provisional Ballots and Envelopes

PURPOSE: This rule ensures the uniform application of section 115.430, RSMo.

(1) The following steps will be taken to determine whether a person may vote a provisional ballot:

(A) The election judge shall examine the precinct register. If the voter's eligibility cannot be immediately established, then—

(B) The election judge shall contact the election authority. If the election authority cannot immediately establish the voter's eligibility upon examination of its records on file, or if the election judge is unable to make contact with the election authority immediately, then the voter will be entitled to a provisional ballot.

(C) In the case of a voter requesting an absentee ballot, such voter shall be entitled to a provisional ballot when the voter's qualifications cannot be immediately established upon examination of the records on file with the election authority.

(2) No person shall be entitled to receive a provisional ballot until they have completed a provisional ballot affidavit on the provisional ballot envelope. The secretary of state shall produce two (2) sizes of provisional ballot envelopes and distribute them to each election authority according to their tabulating system. One size, three and five-eighths inches by seven and three-fourths inches (3 5/8" × 7 3/4") shall be distributed to jurisdictions using punch card and manual tabulating systems and a second size, fourteen and one-half inches by nine and one-fourth inches (14 1/2" × 9 1/4") shall be distributed to jurisdictions using optical scan. All provisional envelopes shall be printed on a distinguishable color of paper.

(A) On each side of the outside of the provisional envelopes, produced by the secretary of state, there shall appear information in substantially the format available at the secretary of state's website. A copy of the form may be requested in writing from the Elections Division, PO Box 1767, Jefferson City, MO 65102 or in person at the Elections Division, 600 W. Main, State Information Center, Jefferson City, Missouri.

(3) After the provisional ballot is voted, it shall be placed in the provisional ballot envelope and sealed. The sealed envelope shall be placed in the ballot box.

(4) The certificate of ballot cards shall:

(A) Reflect the number of provisional envelopes delivered; and

(B) Reflect the number of sealed provisional envelopes with voted ballots deposited in the ballot box.

(5) Upon the election authority's determination of the eligibility of the voter, each rejected provisional envelope shall be marked "rejected" with reason for rejection noted. If rejected, a photocopy of the envelope shall be made and used by the election authority as a mail-in voter registration. The actual provisional ballot envelope shall be kept as ballot material and the copy of the envelope shall be used by the election authority for registration record keeping.

(6) Provisional ballots shall not be counted until all provisional ballots are determined either eligible or ineligible. All provisional ballots cast by voters, whose eligibility has been verified, shall be counted in accordance with the rules governing ballot tabulation.

(7) If a provisional ballot is cast in the wrong congressional district, the incorrect congressional vote shall not be counted but all other votes cast on that ballot shall be counted.

AUTHORITY: section 115.430, RSMo Supp. 2002. Emergency rule filed Oct. 11, 2002, effective Oct. 21, 2002, terminated Oct. 25, 2002. Emergency rule filed Oct. 25, 2002, effective Nov. 4, 2002, expires April 18, 2003. Original rule filed Oct. 25, 2002.

PUBLIC COST: This proposed rule will cost state agencies or political subdivisions between thirteen thousand dollars (\$13,000) and twenty thousand dollars (\$20,000), per federal election year, depending on election cycle. No additional costs will be incurred in non-federal election years.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, Elections Division, Betsy Byers and Gayla Vandelicht, Co-Directors, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**FISCAL NOTE
PUBLIC COST**

I. RULE NUMBER

Rule Number and Name:	15 CSR 30-8.010
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Secretary of State	2002 - \$13,210; 2004 - \$20,000
	2006 - \$16,000; non elections - no cost

III. WORKSHEET

Initial printing of provisional voting envelopes - \$13,210.08
(100,000 punch card style, 50,000 optical scan style)
250,000 envelopes in 2004 (presidential primary, primary, presidential year
general election - \$20,000
Future non - election years - none
Future non - presidential election years - \$16,000

IV. ASSUMPTIONS

Costs are determined by the number of elections with federal or statewide candidates. 2004 will have a minimum of three federal elections, 2006 will have a minimum of two federal elections. After 2006 costs are expected to reoccur similiarly per corresponding election cycle. With the exception of a special election, odd-numbered years will not have a federal or statewide election.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 8—Provisional Voting Procedures**

PROPOSED RULE

15 CSR 30-8.020 Procedures to Determine Eligibility for Provisional Ballots to Be Counted

PURPOSE: This rule sets out the procedures for provisional voting in addition to those found in Chapter 115, RSMo.

(1) Prior to accepting any provisional ballot at the polling place, the election judges shall determine that the information provided on the provisional ballot envelope by the provisional voter is consistent with the identification provided by such person pursuant to section 115.427, RSMo.

(2) When the ballot boxes are delivered to the election authority from the polling places, the receiving teams shall separate the provisional ballots from the rest of the ballots and place the sealed provisional ballot envelopes in a separate container. Teams of election authority employees or teams of election judges with each team consisting of one member of each major political party shall photocopy each provisional ballot envelope, such photocopy to be used by the election authority to determine provisional voter eligibility. The sealed provisional ballot envelopes shall be placed, by the team, in a sealed container and shall remain therein until tabulation.

(3) Prior to any provisional ballots being counted, the election authority shall determine the eligibility of the provisional voter. The eligibility of provisional voters shall be determined according to the requirements for a voter to cast a ballot in the election as set out in sections 115.133 and 115.135, RSMo.

(4) To determine whether a provisional ballot is valid and entitled to be counted, the election authority shall examine its records and verify that the provisional voter is duly registered and qualified to vote in the election. If the provisional voter has provided information regarding the registration agency where the provisional voter registered to vote, the election authority shall make an inquiry of the registration agency to determine whether the provisional voter is duly registered and qualified to vote in the election.

(5) If the election authority determines that the provisional voter is registered and qualified to vote in the election, the election authority shall provide documentation verifying the voter's eligibility. This documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

- (A) Name of provisional voter;
- (B) Name of reviewer;
- (C) Date and time; and
- (D) Description of evidence found that supports the voter's eligibility.

(6) If the election authority determines that the provisional voter is not registered and/or qualified to vote in the election, the election authority shall provide documentation verifying the voter's ineligibility. This documentation shall be noted on the copy of the provisional ballot envelope and shall contain substantially the following information:

- (A) Name of the provisional voter;
- (B) Name of reviewer;
- (C) Date and time; and
- (D) Description of why voter is ineligible.

(7) After the election authority completes its review of the provisional voter's eligibility pursuant to sections (4), (5), and (6), of this rule, the election authority shall deliver the provisional ballots, and copies of the provisional ballot envelopes which include the eligibil-

ity information, to bi-partisan counting teams, which may be the board of verification, for review and tabulation. The election authority shall maintain a record of the delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two (2) judges, one (1) from each major political party. The election authority shall provide each team with a ballot box, and material necessary for tabulation.

(8) Challengers and watchers, as provided by sections 115.105 and 115.107, may be present during all times that the bi-partisan counting teams are reviewing and/or counting the provisional ballots, the provisional ballot envelopes, and/or the copies of the provisional ballot envelopes which include the eligibility information provided by the election authority. The election authority shall notify the county chair of each major political party of the time and location when the bi-partisan counting teams will be reviewing and/or counting the provisional ballots, the provisional ballot envelopes, and/or the copies of the provisional ballot envelopes which include the eligibility information provided by the election authority.

(9) If the person named on the provisional ballot affidavit is found to have been duly qualified and registered to cast a ballot in the election, the envelope shall be opened, and the ballot shall be placed in a ballot box to be counted.

(10) If the person named on the provisional ballot affidavit is found to have not been duly qualified and registered to cast a ballot in the election, or if the election authority is unable to determine such person's right to vote, the envelope containing the provisional ballot shall not be opened and the person's vote shall not be counted. The members of the team shall then follow the procedures set out in 15 CSR 30-8.010(5) for rejected provisional ballots.

(11) The vote shall then be tallied and the returns made as provided in sections 115.447 to 115.525, RSMo for paper ballots. After the vote on all ballots assigned to a team have been counted, the ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "voted provisional ballots and ballot envelopes from the election held _____, 20____." All rejected provisional ballots, ballot envelopes and copies of ballot envelopes with the eligibility information provided by the election authority shall be enclosed in sealed containers marked "rejected provisional ballots and ballot envelopes from the election held _____, 20____." On the outside of each voted ballot and rejected ballot container, each member of the team shall write their name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the provisional vote.

AUTHORITY: section 115.430, RSMo Supp. 2002. Emergency rule filed Oct. 21, 2002, effective Oct. 31, 2002, expires April 28, 2003. Original rule filed Oct. 22, 2002.

PUBLIC COST: In anticipation of the November 5, 2002 General Election and subsequent statewide or federal elections held in 2003, two hundred fifty thousand (250,000) provisional envelopes were printed at a public cost of twenty-two thousand dollars (\$22,000).

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, Elections Division, Betsy Byers or Gayla Vandelicht, Co-Directors of Elections, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**FISCAL NOTE
PUBLIC COST**

I. RULE NUMBER

Rule Number and Name:	15 CSR 30-8.020 Procedures to Determine
Type of Rulemaking:	Proposed

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Local Election Authorities	Unknown
Secretary of State	\$22,000 for 2002 general -2003 elections

III. WORKSHEET

We are estimating the cost to local election authorities to include making copies of provisional ballot envelopes at approximately \$0.25 per copy, front and back. We estimate local election authorities, depending on the jurisdiction, to have from zero to 5,000 copies pre election. In anticipation of the 2002 and 2003 statewide and federal elections, 250,000 provisional ballot envelopes were printed at a cost of approximately \$22,000.

IV. ASSUMPTIONS

Because we cannot precisely predict the number of provisional voters in forthcoming elections, an exact cost for this rule cannot be determined. We can, however, reasonably assume that costs in future election cycles will not exceed this above mentioned amount.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 9—Uniform Counting Standards

PROPOSED RULE

15 CSR 30-9.040 Write-In Stickers

PURPOSE: This rule sets out the procedures for the process of using stickers to vote for write-in candidates.

(1) The sticker shall contain the name of a candidate, office sought, and a distinguishing mark in the square immediately preceding the name of the candidate and shall be approximately one inch by three inches (1" × 3") in size with black print on a white background.

(2) The sticker shall be placed by the voter on the write-in line designating the office sought or the sticker shall be placed by the voter on the write-in line on the secrecy envelope.

AUTHORITY: section 115.439.5, RSMo Supp. 2002. Emergency rule filed Oct. 11, 2002, effective Oct. 21, 2002, expires April 18, 2003. Original rule filed Oct. 18, 2002.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, Elections Division, Betsy Byers and Gayla Vandelicht, Co-Directors, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 1—OFFICE OF ADMINISTRATION Division 10—Commissioner of Administration Chapter 11—Travel Regulations

ORDER OF RULEMAKING

By the authority vested in the commissioner of administration under section 33.090, RSMo 2000, the commissioner amends a rule as follows:

1 CSR 10-11.010 State of Missouri Travel Regulations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2002 (27 MoReg 1180-1182). No changes have been made in the text of the proposed amendment, however a revised fiscal note is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Pursuant to 536.021.6(4), RSMo 2001, the following is a brief summary of the general nature and extent of comments submitted to the proposed amendment to the rule, and a concise summary of the Office of Administration's findings with respect to the merits of the comments submitted.

The Office of Administration received written comments from five (5) individuals. All the comments were opposed to section (3) of the amendment that requires a minimum twelve (12)-hour continuous travel status to qualify for meal reimbursement. One of the individuals opposed the deletion of section (10). One individual suggested a change to subsection (16)(D).

This revision to the rules came about due to an audit by the State Auditor. The audit recommended that the Commissioner of OA clarify the travel regulations to specify when noontime meals would be reimbursable. The audit further recommended that the state adopt the standard used by the federal government and many states, that the employee must be in travel status for at least twelve (12) hours in order to qualify for meal reimbursements.

In response to the audit findings, the Commissioner convened an interagency work group to review current regulations and practices. All sixteen (16) state departments were asked to designate someone to serve on the group. The task force issued recommendations in January 2002. Among their recommendations was establishment of a twelve (12)-hour continuous travel status rule to qualify for meal reimbursements.

COMMENT: It was pointed out that the State Auditor's report allowed for the alternative that any reimbursed meals simply be taxed as wages, and suggested that this was a more acceptable solution than the twelve (12) hour rule.

RESPONSE: This task force noted that the current meal reimbursement rule, without any change, would result in increased employer tax liabilities due to the IRS interpretation that these reimbursements are taxable income to employees, and that the associative administrative costs would be burdensome. They also noted outstanding questions as to the impact of meal reimbursements on pay administration statutes and regulations and whether meal reimbursements for less than twelve (12) hours travel should be paid from personal services or equipment and expense appropriations.

COMMENT: It was suggested that this restriction on meals would result in increasing this entity's expenses rather than saving money because it will result in additional requests for overnight lodging. Employees would rather stay overnight than agree to work longer into the evening and not receive any meal reimbursement.

RESPONSE: The Commissioner will continue to review the practical application of this amendment to see whether the results reflect the audit findings, including whether it results in more overnight stay requests.

COMMENT: An individual strongly disagreed that the proposed amendment would not cost private entities more than five hundred dollars (\$500) in the aggregate. It was asserted that state employees will have to spend their money to eat while on state travel and not be reimbursed. The individual also claimed that restaurants and catering companies will be affected because state agencies will not be ordering meals for meetings. This individual disagreed that the amendment was fair and was disappointed that there was no public hearing, and requested that the Office of Administration schedule a hearing.

RESPONSE AND EXPLANATION OF CHANGE: In responding to the comments about the fiscal impact to individual state government employees, the Office of Administration has submitted a revised fiscal estimate. While the Audit found that the state could save \$1.8 million dollars, this amount is not directly convertible into what impacted employees would spend for meals. Some employees may choose to carry meals from home and some departments may change their business practices so as to reduce the need for meal reimbursement. In addition, this rule does not require the expenditure of money by any private entity. However, given the IRS interpretation that meal reimbursements may be taxable income to employees for travel that lasts less than twelve (12) hours, the revised fiscal note reflects that this rule could be interpreted as reducing income to affected public employees in that respect. In response to the comment about this amendment's impact on restaurants and catering due to reduced catering needs by state agencies, this amendment does not address those situations.

COMMENT: It was noted that this amendment will have serious impact on field staff who are on the road inspecting, investigating and serving citizens. It will also impact commissioners, emergency personnel and others who volunteer their services for the state. It was also asserted that this amendment will result in a cost to many persons that will exceed five hundred dollars (\$500). This individual also submitted a comment related to (16)(D), suggesting that since some destinations do not have coach airfare available to compare to, the Office of Administration consider adding in some flexibility.

RESPONSE: With regard to the comment related to subsection (16)(D), if there is no coach airfare to the actual travel destination, the coach airfare to the most reasonable airport destination will be considered, and thus the actual expenses will include travel to and from the nearest airport to the destination.

COMMENT: This comment expressed opposition to the twelve (12)-hour travel status requirement and to the deletion of section (10). This public entity employs inspectors who must travel to do their job. It was suggested that this change could result in increasing costs due to overnight stays. This public entity has voluntarily put cost cutting measures in place for travel expenses.

RESPONSE: The Commissioner will continue to review the practical application of this amendment to see whether the results reflect the audit findings, including whether it results in more overnight stay requests.

**REVISED FISCAL NOTE
PRIVATE COST**

I. RULE NUMBER

Rule Number and Name:	1 CSR 10-11.010 State of Missouri Travel Regulations
Type of Rulemaking:	Order of Rulemaking

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
This amendment may affect all employees who would be subject to travel for state business	State employees who may be subject to travel for state business	The estimate is unknown (see assumption section below). But, in any case, the estimate could be no more than the \$1.8 million set forth in the audit.

II. WORKSHEET

The estimate came from the Office of the State Auditor's Performance Audit, Report No. 2001-95, pgs. 14-15.

IV. ASSUMPTIONS

This rule amendment does not require the expenditure of money by state employees as private persons. We recognize, however, the interpretation by the IRS that meal reimbursements to employees who travel less than 12 hours continuously are considered taxable income. Thus, this amendment could be interpreted as reducing income to affected employees in that respect.

The amount of money estimated to be saved by state government in the audit, \$1.8 million, is not directly convertible into what impacted employees would spend on meals while travelling for state business. Some employees may choose to carry meals from home and departments may change their business practices so as to reduce the need for meal reimbursement.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 30—Animal Health
Chapter 30—Health Requirements for Movement of
Livestock, Poultry and Exotic Animals**

ORDER OF RULEMAKING

By the authority vested in the director of the Department Agriculture under section 267.645, RSMo 2000, the director amends a rule as follows:

2 CSR 30-2.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2002 (27 MoReg 966-967). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Comments were accepted from June 18 through July 17, 2002.

COMMENT: A comment was received in support of the proposed amendment with one concern that the proposed amendment does not require the issuing veterinarian to make sure that the VS Form 10-11 is completed accurately and any consequences if not completed accurately.

RESPONSE: The issuing veterinarian is bound by his accreditation to complete the VS Form 10-11 accurately and completely. The VS Form 10-11 is a federal form and the *Code of Federal Regulations* addresses the issue of accredited veterinarians not completing federal forms completely and accurately.

COMMENT: A comment was received questioning whether the proposed amendment would accept any officially recognized state EIA test chart or just the VS Form 10-11.

RESPONSE AND EXPLANATION OF CHANGE: Concern noted and the proposed amendment will include any officially recognized state EIA test chart as well as the VS Form 10-11.

COMMENT: A comment was received questioning the prohibition of use of facsimile or photocopies of the VS Form 10-11 for change of ownership and the purpose of this requirement.

RESPONSE AND EXPLANATION OF CHANGE: Alterations to the originals may not be detected on a photocopy or facsimile. This provision helps to ensure that the buyer is receiving a valid test chart, which he will be able to use until the expiration date of the EIA test.

EXPLANATION OF OTHER CHANGES: Further administrative review of the proposed amendment in subsection (5)(A) and (5)(A)1. disclosed duplication of text; clarification needed on what date the EIA test is based on in (5)(2)B.; change of wording in (5)(C)3. to define veterinary inspection and in (5)(C)4. under special circumstances who will suspend the six (6)-month passports. Those sections with changes are printed in this final order of rulemaking.

2 CSR 30-2.010 Health Requirements Governing the Admission of Livestock, Poultry and Exotic Animals Entering Missouri

(5) *Equidae*.

(A) All *equidae* (except nursing foals accompanied by their dams) must be accompanied by:

1. A current VS Form 10-11 (or later revision) or any officially recognized state EIA test chart showing the graphic description of all markings needed for identification; and

2. An Official Certificate of Veterinary Inspection (health certificate) showing:

A. Identification and description of each and every *equidae* listed on the health certificate; and

B. Negative test results of an official Equine Infectious Anemia (EIA) test, showing test date within twelve (12) months prior to entry, the name of the EIA accredited testing laboratory, and the test accession number assigned by the laboratory.

(B) A certified photocopy or certified facsimile of the VS Form 10-11 (or later revision) or any officially recognized state EIA test chart may be accepted for the purpose of travel or exhibition, but not for change of ownership (including leasing or gifting):

1. A certified photocopy is one obtained from the testing veterinarian or accredited testing laboratory bearing seal or signature in the lower right hand corner along with the date of certification in some ink color other than black.

2. A certified facsimile may be obtained only from the testing veterinarian or accredited testing laboratory and must bear the facsimile imprint of the originating facility clearly across the top of the page. It must also bear the date of the facsimile either along the top or in the lower right hand corner.

(C) For purpose of travel and exhibition, Missouri will accept six (6)-month passports from states with which there is a reciprocal agreement. These passports must meet the following criteria:

1. Proof of a negative EIA test within thirty (30) days of the date of application of the passport;

2. Permanent identification for each horse by means of registered brand, legible tattoo or electronic identification (microchip); to be recorded on the passport and the VS Form 10-11 (or later revision) or any official recognized state EIA test chart, along with other identifying characteristics;

3. Inspection by an accredited veterinarian; and

4. In the event of confirmed vesicular stomatitis in any of the states with which reciprocal agreements exist, use of the six (6)-month passports will be suspended by the state veterinarian of Missouri.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 30—Animal Health
Chapter 30—Health Requirements for Movement of
Livestock, Poultry and Exotic Animals**

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Agriculture under section 267.645, RSMo 2000, the director amends a rule as follows:

2 CSR 30-2.020 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2002 (27 MoReg 967-969). Those sections with changes are reprinted here. This proposed amendment becomes effective (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Comments were accepted from June 18 through July 17, 2002.

COMMENT: A comment was received in support of the proposed amendment with one concern that the proposed amendment does not require the issuing veterinarian to make sure that the VS Form 10-11 is completed accurately and any consequences if not completed accurately.

RESPONSE: The issuing veterinarian is bound by his accreditation to complete the VS Form 10-11 accurately and completely. The VS Form 10-11 is a federal form and the *Code of Federal Regulations* addresses the issue of accredited veterinarians not completing federal forms completely and accurately.

COMMENT: A comment was received expressing concern about whether the proposed amendment would accept any officially recognized state Equine Infectious Anemia (EIA) test chart or just the VS Form 10-11.

RESPONSE AND EXPLANATION OF CHANGE: Concern noted and the proposed amendment will include any officially recognized state EIA test chart as well as the VS Form 10-11.

COMMENT: A comment was received questioning the appropriateness of the wording in (4)(C)2. of the proposed amendment

RESPONSE AND EXPLANATION OF CHANGE: The wording in this section was reviewed and to clarify the acceptable form of verification at boarding, breeding and training facilities the proposed amendment will be reworded.

COMMENT: A comment was received asking which state/federal regulatory personnel does (4)(E)2. refer to and if mounted participants should expect someone to be at these events asking for proof of a negative EIA test results and if this was an adequate reason to stop a rider.

RESPONSE: The state/federal regulatory personnel include employees of the Department of Agriculture and USDA/APHIS, Veterinary Services. This same wording exists in our current regulations and while we proposed a different presentation, the intent did not change. However, if an incident would arise and a mounted participant is asked for proof of a negative EIA test, the department has authority under 267.645, RSMo to make such a request for the purpose of enforcing the regulations and protecting the livestock industry of the state.

COMMENT: A comment on the proposed amendment was received questioning who will enforce the requirement of having a current EIA test while riding on public lands and is this requirement because of documented risk of transmission of EIA under these specific circumstances.

RESPONSE AND EXPLANATION OF CHANGE: It will be the responsibility of the individual in charge of the trail ride and individual riders to meet the requirements as set forth in this proposed amendment. Also, many riders often use trailhead and sections at the same time and animals are often tied out at trailers, trees and tie-out lines at the same time. During vector season it is entirely possible that EIA may be transmitted in these circumstances.

COMMENT: A comment was received asking if accredited veterinarians were included in the definition of "a state/federal official" in (4)(H)5.A. of the proposed amendment.

RESPONSE AND EXPLANATION OF CHANGE: State/federal official refers to any veterinarian or animal health officer employed by the Missouri Department of Agriculture or veterinarian or animal health technician employed by USDA/APHIS, Veterinary Services. The sentence will be reworded to clarify the personnel responsible for issuing the VS Form 1-27 shipping permit.

COMMENT: A comment was received suggesting that the wording in (4)(H)6. changed to read "sixty (60) days or more" instead of "sixty (60) days or later"

RESPONSE AND EXPLANATION OF CHANGE: Suggestion noted and wording will be changed.

COMMENT: A comment was received questioning whether it would be more appropriate to refer to "sixty (60) days after separation from all positive equids" instead of "sixty (60) days after weaning" assuming that passive antibody transfer only occurs with colostrum.

RESPONSE AND EXPLANATION OF CHANGE: There is a potential risk through vector exposure as well as colostrum and the suggested wording does not change the intent of the paragraph and will be implemented.

COMMENT: A comment was received noting the name of the laboratory was incorrectly quoted in the proposed amendment.

RESPONSE AND EXPLANATION OF CHANGE: According to 2 CSR 30-1.010 General Organization, section (3) the official name is "Cooperative State and Federal Veterinary Diagnostic Laboratory" and correction will be made in the final order of rulemaking.

EXPLANATION OF OTHER CHANGES: Further administrative review noted for clarification that the name of the form be included with the form number and typographical errors. Corrections made in this final order of rulemaking.

2 CSR 30-2.020 Movement of Livestock, Poultry and Exotic Animals Within Missouri

(4) *Equidae*.

(A) Change of Ownership:

1. All *equidae* (except nursing foals accompanied by their dams) sold, traded, exchanged, leased, gifted, donated, relinquished or otherwise involved in a change of ownership must have an official negative Equine Infectious Anemia (EIA) test within twelve (12) months prior to change of ownership or lease;

2. All change of ownership or leasing must be accompanied by the original owner's copy of the VS Form 10-11 (or later revision) or any officially recognized state EIA test chart complete and accurately written, showing graphic descriptions of all marking needed for identification;

3. No photocopies or facsimiles of VS Form 10-11 (or later revision) or any officially recognized state EIA test chart are valid for change of ownership or leasing.

(C) Boarding, Breeding and Training Facilities.

1. All *equidae* assembled at boarding, training or breeding stables shall be tested negative for EIA within the preceding twelve (12) months;

2. The owner/manager of the premises is responsible for maintaining proof of current negative EIA test for each animal; a photocopy or facsimile is acceptable proof of a current negative EIA test.

(D) *Equidae* owned, leased or rented by a business or public entity:

1. *Equidae* owned, leased or rented by a business or public entity that congregate with privately owned *equidae* or other *equidae* offering the same service must have an official negative EIA testing within the preceding twelve (12) months.

2. The owners or managers shall be responsible for maintaining proof of current negative test for each animal being used for the service. These records shall be available for inspection by a veterinarian or animal health officer employed by the Department of Agriculture or a veterinarian or an animal health technician employed by USDA, APHIS-Veterinarian Services.

(F) Any riding, driving, packing, field trials, etc., using *equidae* on publicly owned forests, parks or trails requires proof of an official negative EIA test within the preceding twelve (12) months by VS Form 10-11 (or later revision) or any officially recognized state EIA test chart including certified photocopy or certified facsimile of the VS Form 10-11 (or later revision) or any officially recognized state EIA test chart.

1. A certified photocopy is one obtained from the testing veterinarian or accredited testing laboratory bearing seal or signature in the lower right hand corner along with the date of certification of the photocopy in some ink color other than black.

2. A certified facsimile is one obtained from the testing veterinarian or accredited testing laboratory bearing the facsimile imprint of the originating facility clearly across the top of the page. The form must be complete and legible. It must show the date of transmission either along the top or in the lower right hand corner.

(H) Procedures for Handling Missouri EIA Positive *Equidae*.

1. Upon notification of a positive EIA test from any accredited laboratory, the positive animal(s) will be permanently identified by

microchip, quarantined, and isolated at least two hundred (200) yards from any other *equidae*.

2. All *equidae* determined or believed to be exposed to the positive animal will be quarantined, permanently identified by microchip, and blood collected by a veterinarian employed by the Missouri Department of Agriculture or a veterinarian employed by USDA, APHIS-Veterinarian Services or a licensed accredited deputy veterinarian acting under the direction of the state veterinarian for official EIA testing.

3. The original reactor animal is to be tested a second time within thirty (30) days of the first positive test. The second sample will be drawn by state or federal regulatory personnel and will be submitted to a Department of Agriculture Animal Health Diagnostic Laboratory. The owner may request that the sample be split and submit one (1) to a private accredited laboratory of their choice at their own expense. There will be no laboratory charge for retests of positive or exposed animals submitted to a Department of Agriculture Animal Health Diagnostic Laboratory.

4. Upon confirmation of positive status by a Department of Agriculture Animal Health Diagnostic Laboratory and the National Veterinary Services Laboratory, the positive animal will be freeze-branded on the left side of the neck with an alpha-numeric code that indicates the state of Missouri (by the number 43), EIA positive by (AP), the last digit of the year, followed by the positive EIA case number for that year. The freeze-brand will be a minimum of two inches (2") high and seven (7) characters long.

5. The owner or a representative of the owner must decide within fifteen (15) days the disposition of the positive animal with the following options:

A. Ship to an approved slaughter establishment on a VS Form 1-27 shipping permit issued by a veterinarian or animal health officer employed by the Department of Agriculture or a veterinarian or animal health technician employed by USDA, APHIS-Veterinarian Services. Market veterinarians may issue a VS Form 1-27 shipping permit for positive animals going directly to slaughter from a licensed livestock market/sale;

B. Euthanasia with a written statement from the attending veterinarian including date and disposition of the animal(s); or

C. Permanently quarantined, with the owner agreeing to abide by all the stipulations required by signing an EIA Quarantine Affidavit (MO Form 350-1052).

6. All other *equidae* owned/managed or leased will be placed under quarantine for sixty (60) days after removal of the last known positive animal. Two (2) negative EIA tests will be required to be released from quarantine. The first test at the time exposure was discovered and the second test sixty (60) days or more after the removal of the last known positive animal.

A. All exposed animals will be permanently identified by electronic microchip.

B. Blood samples will be drawn by a veterinarian or animal health officer employed by the Department of Agriculture or a veterinarian or an animal health technician employed by USDA, APHIS-Veterinarian Services and submitted to a Department of Agriculture Animal Health Diagnostic Laboratory (at no charge).

C. Foals from EIA positive mares will acquire passive antibody to EIA in the colostrum and may test positive for more than six (6) months. In these cases, the foal will be quarantined for at least sixty (60) days after weaning or separation from all positive equids and up to one (1) year of age pending negative EIA test results. If the animal is still test positive by one (1) year of age, it is considered infected and will be handled as such.

7. Violation of quarantine by any person in possession of the positive animal(s) or exposed animal(s) or refusal to test or to allow microchip implanting will be in violation of section 267.603, RSMo and may result in civil penalties not to exceed one thousand dollars (\$1,000) for each violation and penalties not to exceed five hundred dollars (\$500) for each day such person fails to cooperate as required.

(I) Brucellosis in *Equidae*. All equine showing signs of fistulous withers or poll evil will be tested for brucellosis. Samples must be submitted to the Cooperative State and Federal Veterinary Diagnostic Laboratory in Jefferson City, Missouri. All positive animals will be shipped to slaughter on a VS Form 1-27 shipping permit or be placed under a special order of quarantine.

Title 2—DEPARTMENT OF AGRICULTURE

Division 30—Animal Health

Chapter 30—Health Requirements for Movement of Livestock, Poultry and Exotic Animals

ORDER OF RULEMAKING

By the authority vested in the director of the Department of Agriculture under section 267.645, RSMo 2000, the director amends a rule as follows:

2 CSR 30-2.040 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2002 (27 MoReg 969-970). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Comments were accepted from June 18 through July 17, 2002.

COMMENT: A comment was received in support of the regulations with one concern that the proposed amendment does not require the issuing veterinarian to make sure that the VS Form 10-11 is completed accurately and any consequences if not completed accurately. RESPONSE: The issuing veterinarian is bound by his accreditation to complete the VS Form 10-11 accurately and completely. The VS Form 10-11 is a federal form and the *Code of Federal Regulations* addresses the issue of accredited veterinarians not completing federal forms completely and accurately.

COMMENT: A comment was received questioning whether the proposed amendment would accept any officially recognized state EIA test chart or just the VS Form 10-11.

RESPONSE AND EXPLANATION OF CHANGE: Concern noted and the proposed amendment will include any officially recognized state EIA test chart as well as the VS Form 10-11.

COMMENT: A comment was received asking the purpose of having an official inspecting veterinarian inspect all *equidae* daily and the definition of "when required" in (6)(H).

RESPONSE AND EXPLANATION OF CHANGES: The purpose of this section is to have the animals monitored daily for signs of diseases by the official inspecting veterinarian and removal of animals showing signs of diseases to protect the other animals present at the event. Out-of-state *equidae* exhibiting in Missouri requires a health certificate and a negative EIA test whereas Missouri origin horses require a current negative EIA test and are exempt from the health certificate requirement. Section reviewed and will be reworded to clarify when health certificates and tests are required.

EXPLANATION OF OTHER CHANGES: Further administrative review disclosed a clarification in (6)(B)2.B. on what date the EIA test is based on and clarification in (6)(D)3. on veterinary inspection. Those clarifications are noted and made in this final order of rulemaking.

2 CSR 30-2.040 Animal Health Requirements for Exhibition

(6) Exhibition Requirements on Horses and Other *Equidae*.

(B) All *equidae* (except nursing foals accompanied by their dams) must be accompanied by:

1. A current VS Form 10-11 (or later revision) or any officially recognized state EIA test chart showing the graphic description of all markings needed for identification;

2. Out-of-state *equidae* must be accompanied by an official Certificate of Veterinary Inspection showing:

A. Identification and description of all *equidae* listed on the certificate; and

B. Negative test results of an official Equine Infectious Anemia (EIA) test, showing test date within twelve (12) months prior to entry for each animal, the name of the EIA accredited testing laboratory and the test accession number assigned by the laboratory.

(C) A certified photocopy or certified facsimile of the VS Form 10-11 (or later revision) or any officially recognized state EIA test chart may be accepted for the purpose of travel or exhibition but not for change of ownership (including leasing or gifting).

1. A certified photocopy is one obtained from the testing veterinarian or accredited testing laboratory bearing seal or signature in the lower right hand corner along with the date of certification of photocopy in some ink color other than black.

2. A certified facsimile may be obtained only from the testing veterinarian or accredited testing laboratory and must bear the facsimile imprint of the originating facility clearly across the top of the page. It must also bear the date of the facsimile either along the top or in the lower right hand corner.

(D) For the purpose of travel and exhibition, Missouri will accept six (6)-month passports from states with which there is a reciprocal agreement. These passports must meet the following criteria:

1. Proof of negative EIA test within thirty (30) days of the date of application of the passport;

2. Permanent identification for each horse by means of registered brand, legible tattoo, or electronic identification (microchip), to be recorded on the passport and the VS form 10-11 (or later revision) or any officially recognized state EIA test chart, along with other identifying characteristics;

3. Inspection by an accredited veterinarian;

4. In the event of confirmed vesicular stomatitis in any of the states with which reciprocal agreements exist, use of the six (6)-month passport will be suspended by the state veterinarian of Missouri.

(H) Any sick *equidae* at an exhibition may be excused by the official inspecting veterinarians. When an official inspecting veterinarian is present, all *equidae* will be subject to daily inspections. Any *equidae* entering without proper health certification when required and/or EIA test will be excused from the show until proper documentation and tests are obtained.

Title 2—DEPARTMENT OF AGRICULTURE

Division 30—Animal Health

Chapter 6—Livestock Markets

ORDER OF RULEMAKING

By the authority vested in the director of Agriculture under section 267.645, RSMo 2000, the director amends a rule as follows:

2 CSR 30-6.020 Duties and Facilities of the Market/Sale Veterinarian is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2002 (27 MoReg 970-971). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Comments were accepted from June 18 through July 17, 2002.

COMMENT: A comment was received in support of the regulations with one (1) concern that the proposed amendment does not require the issuing veterinarian to make sure that the VS Form 10-11 is completed accurately and any consequences if not completed accurately.

RESPONSE: The issuing veterinarian is bound by his accreditation to complete the VS Form 10-11 accurately and completely. The VS Form 10-11 is a federal form and the *Code of Federal Regulations* addresses the issue of accredited veterinarians not completing federal forms completely and accurately.

COMMENT: A comment was received questioning whether the proposed amendment would accept any officially recognized state EIA test chart or just the VS Form 10-11.

RESPONSE AND EXPLANATION OF CHANGE: Concern noted and the proposed amendment will include any officially recognized state EIA test chart as well as the VS Form 10-11.

COMMENT: A comment was received questioning the justification for the requirement that forbids the use of certified photocopies and facsimiles for change of ownership.

RESPONSE AND EXPLANATION OF CHANGE: Alterations to the originals may not be detected on a photocopy or facsimile. This provision helps to ensure that the buyer is receiving a valid test chart, which he will be able to use until the expiration date of the EIA test.

COMMENT: A comment was received asking for the definition of "state or federal regulatory personnel" in section (E) of the proposed amendment and questioned the procedure of handling *equidae* found positive on a test performed by the market veterinarian in section (E).

RESPONSE AND EXPLANATION OF CHANGE: Section (E) had no proposed changes and was not published in the *Missouri Register* on June 17, 2002 (27 MoReg 970-971). Without being published in the *Missouri Register*, no changes can be made at this time to section (E). Comments will be kept for future consideration.

EXPLANATION OF OTHER CHANGES: Further administrative review of the proposed amendments resulted in further discussion in subsection (5)(B) clarifying *equidae* found test positive suspect at a market and deletion of text in subsection (5)(C) for clarification purposes.

2 CSR 30-6.020 Duties and Facilities of the Market/Sale Veterinarian

(5) Required Testing and Handling of *Equidae*.

(B) All *equidae* presented at any licensed market/sale for the purpose of change of ownership, not having proof of an official negative Equine Infectious Anemia (EIA) test within the previous twelve (12) months, shall have blood samples for EIA testing collected before the sale at the seller's expense.

1. In a licensed livestock market/sale where the veterinarian has an approved EIA testing laboratory, EIA tests will be run prior to the sale. Test positive suspect equids will be identified and returned to the owner's premises under quarantine pending test confirmation, or the owner may sell that animal directly to slaughter accompanied by a VS Form 1-27 shipping permit.

2. In markets where on-site EIA testing is not available, the equids will sell test-pending, identified as such by a red hip tag (furnished by the Missouri Department of Agriculture) recorded on an Equine Sales & Test Record form (MO 350-1138) and sold under quarantine to the buyer. This quarantine restricts the buyer from taking the equids out of Missouri and from another change of ownership, until the test results are received.

(C) *Equidae* presented with current, negative EIA test chart (VS Form 10-11 (or later revision) or any officially recognized state EIA test chart) will be sold with a white hip tag (furnished by the Missouri Department of Agriculture) and recorded on an Equine Sales & Test Record form (MO 350-1138). The seller must present an original EIA test chart; no photocopies or facsimiles will be accepted. The test must have been done within the previous twelve (12) months, and must be accurately completed, showing graphic descriptions of all markings needed for identification. Verification of each animal to the EIA test chart shall be the responsibility of the market veterinarian. If in the opinion of the market veterinarian the information shown on the EIA test chart does not match the animal presented or the test chart has been altered, the market veterinarian shall confiscate the form, mark the document "invalid" and the animal(s) will be tested at the seller's expense prior to the sale.

(D) No *equidae* will be released from any licensed market/sale without a current, negative EIA test; a test-pending quarantine, or released on a VS Form 1-27 shipping permit returning to the seller's premises. Once copy of all quarantines and Equine Sales & Test Record form (MO 350-1138) completed for each sale will be sent to the state veterinarian's office.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 6—Wildlife Code: Sport Fishing: Seasons,
Methods, Limits**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-6.505 Black Bass is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2002 (27 MoReg 1444-1445). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2003**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.180 Hunting, General Provisions and Seasons is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2002 (27 MoReg 1451-1452). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.182 Deer Hunting is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2002 (27 MoReg 1452-1453). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2003**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.135 Fishing, Methods is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2002 (27 MoReg 1453). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2003**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.140 Fishing, Daily and Possession Limits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2002 (27 MoReg 1453-1454). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2003**.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for Areas
Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.145 Fishing, Length Limits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2002 (27 MoReg 1454). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **March 1, 2003**.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects
Chapter 6—Fees**

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under section 327.041, RSMo Supp. 2001, the board amends a rule as follows:

**4 CSR 30-6.015 Application, Renewal, Reinstatement,
Reregistration and Miscellaneous Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1251–1254). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 30—Missouri Board for Architects, Professional
Engineers, Professional Land Surveyors, and Landscape
Architects
Chapter 6—Fees**

ORDER OF RULEMAKING

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under section 327.041, RSMo Supp. 2001, the board amends a rule as follows:

4 CSR 30-6.020 Reexamination Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1255). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed

amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 110—Missouri Dental Board
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri Dental Board under section 332.031, RSMo 2000, the board rescinds a rule as follows:

4 CSR 110-2.110 Addressing the Public—Dentists is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1255). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 110—Missouri Dental Board
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri Dental Board under sections 332.031, RSMo 2000 and 332.321, RSMo Supp. 2001, the board adopts a rule as follows:

4 CSR 110-2.110 Addressing the Public—Dentists is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1255–1257). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 110—Missouri Dental Board
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri Dental Board under sections 332.031, RSMo 2000 and 332.181, RSMo Supp. 2001, the board amends a rule as follows:

4 CSR 110-2.240 Continuing Dental Education is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1257). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 150—State Board of Registration for the Healing
Arts**

**Chapter 3—Licensing of Physical Therapists and Physical
Therapist Assistants**

ORDER OF RULEMAKING

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.125, 334.530, and 334.550, RSMo 2000, the board amends a rule as follows:

4 CSR 150-3.010 Applicants for Licensure as Professional Physical Therapists is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1257). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 150—State Board of Registration for the Healing
Arts**

**Chapter 3—Licensing of Physical Therapists and Physical
Therapist Assistants**

ORDER OF RULEMAKING

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2000, the board amends a rule as follows:

4 CSR 150-3.020 Application Forms is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1258). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 150—State Board of Registration for the Healing
Arts**

**Chapter 3—Licensing of Physical Therapists and Physical
Therapist Assistants**

ORDER OF RULEMAKING

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.090.1, 334.090.2, 334.125, 334.507, 334.540, 334.550, 334.560 and 334.580, RSMo 2000, the board amends a rule as follows:

4 CSR 150-3.080 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1258). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 165—Board of Examiners for Hearing
Instrument Specialists**

Chapter 2—Licensure Requirements

ORDER OF RULEMAKING

By the authority vested in the Board of Examiners for Hearing Instrument Specialists under section 346.115.1(7), RSMo 2000, the board amends a rule as follows:

4 CSR 165-2.050 Continuing Education Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1258). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 200—State Board of Nursing
Chapter 4—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Nursing under sections 335.036(2) and (7), 335.046, and 335.051 RSMo 2000, the board amends a rule as follows:

4 CSR 200-4.020 Requirements for Licensure is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1258–1261). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**

**Division 200—State Board of Nursing
Chapter 4—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Nursing under sections 4.16(6) of the Omnibus State Reorganization Act of 1974, Appendix B and 335.036, RSMo 2000, the board amends a rule as follows:

4 CSR 200-4.030 Public Complaint Handling and Disposition is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1261–1262). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 205—Missouri Board of Occupational Therapy
Chapter 1—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri Board of Occupational Therapy under sections 324.065, 324.068 and 324.074, RSMo 2000, the board amends a rule as follows:

4 CSR 205-1.050 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1262–1264). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 210—State Board of Optometry
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Optometry under sections 336.040 and 336.160.1, RSMo 2000, the board amends a rule as follows:

4 CSR 210-2.010 Application for Licensure is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1265). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 210—State Board of Optometry
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Optometry under sections 336.090 and 336.160.1, RSMo 2000, the board amends a rule as follows:

4 CSR 210-2.011 Licensure by Reciprocity is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1265). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 210—State Board of Optometry
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Optometry under sections 336.050 and 336.160.1, RSMo 2000, the board amends a rule as follows:

4 CSR 210-2.020 Licensure by Examination is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1265–1266). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 210—State Board of Optometry
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Optometry under sections 336.160 and 610.010, RSMo 2000, the board amends a rule as follows:

4 CSR 210-2.040 Public Complaint Handling and Disposition is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1266). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 210—State Board of Optometry
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Optometry under section 336.160, RSMo 2000, the board amends a rule as follows:

4 CSR 210-2.070 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1266). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 210—State Board of Optometry
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Optometry under sections 336.160.1, and 336.220, RSMo 2000, the board amends a rule as follows:

4 CSR 210-2.081 Examinations of Optometrists for Certification to Use Pharmaceutical Agents is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1266-1267). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.040, 386.250, 386.310, and 392.200, RSMo 2000, the commission amends a rule as follows:

4 CSR 240-2.080 Pleadings, Filings, and Service is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 1, 2002 (27 MoReg 1107). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Commission received comments from three parties.

COMMENT FROM THE OFFICE OF THE PUBLIC COUNSEL: If the Commission wants to improve the decision making process, a more direct and reasonable course of action would be to direct the parties to briefly identify in their position statements (without arguing the case) the relevant law or facts that support their positions on that issue. In this way, the parties can assist the Commission understand their position on the issues and keep the focus on the differences between the parties, rather than on drafting a neutral statement of issues acceptable to all parties.

RESPONSE: The Commission finds that no changes to this rule are necessary as a result of this comment.

COMMENT FROM SOUTHWESTERN BELL TELEPHONE COMPANY: The Commission's proposed rule will lead to more disputes and will not be workable on a practical basis. For most cases, the commenter does not believe that the parties will be able to agree on a brief description of either the "factual premises" or "legal premises" relating to an issue. As a result, the commenter believes that in most cases, it will be difficult to comply with the Commission's proposed rule, resulting in less unanimity, not more, in descriptions of issues presented for Commission determinations. RESPONSE: The Commission finds that no changes to this rule are necessary as a result of this comment.

JOINT COMMENT OF MISSOURI-AMERICAN WATER COMPANY AND SOUTHERN UNION COMPANY D/B/A MISSOURI GAS ENERGY: The proposed amendment is likely to create additional (and perhaps insurmountable) difficulties for parties in cases being heard by the Commission. The commenter believes that the proposed form of issue statement is unnecessarily restrictive in some cases. Often the issues that come before the Commission are highly complex from a legal or factual standpoint.

RESPONSE: The Commission finds that no changes to this rule are necessary as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 3—Applications for License; License
Examinations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-3.010 Applications for License is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1272). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 4—Licenses**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-4.020 Expiration and Renewal; Name and Address Changes is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1,

2002 (27 MoReg 1272). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 4—Licenses**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

**4 CSR 250-4.070 Partnership, Association or Corporation License
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1272–1273). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 4—Licenses**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-4.075 Professional Corporations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1273). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 4—Licenses**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

**4 CSR 250-4.080 Nonresident Licenses; Reciprocity; Process
Agent is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1273). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 7—Schools**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-7.020 Application for Accreditation is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1273). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 8—Business Conduct and Practice**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-8.155 Closing a Real Estate Firm is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1273–1274). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 8—Business Conduct and Practice**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under section 339.120, RSMo 2000 the board amends a rule as follows:

**4 CSR 250-8.220 Escrow or Trust Account and a Separate
Property Management Escrow Account Required is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1274). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 9—Disciplinary Proceedings**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under sections 339.120, RSMo 2000 and 620.010.15(6), RSMo Supp. 2001, the board amends a rule as follows:

4 CSR 250-9.010 Complaints is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1274). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 10—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under sections 339.040, 339.045 and 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-10.010 Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1274). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 10—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under sections 339.040, 339.045 and 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-10.020 Sponsors is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1274–1275). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 10—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under sections 339.040, 339.045 and 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-10.030 Classroom Course Approval is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1275). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 10—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under sections 339.040, 339.045 and 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-10.040 Classroom Course Instructor Approval is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1275). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 250—Missouri Real Estate Commission
Chapter 10—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Missouri Real Estate Commission under sections 339.040, 339.045 and 339.120, RSMo 2000, the board amends a rule as follows:

4 CSR 250-10.070 Records is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1275). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 270—Missouri Veterinary Medical Board
Chapter 2—Licensure Requirements for Veterinarians**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under sections 340.200, 340.210 and 340.246, RSMo 2000, the board amends a rule as follows:

4 CSR 270-2.021 Internship or Veterinary Candidacy Program is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1276–1277). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 270—Missouri Veterinary Medical Board
Chapter 6—Professional Conduct for the Practice of
Veterinary Medicine**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2000, the board amends a rule as follows:

4 CSR 270-6.011 Rules of Professional Conduct is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1277). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 23—Technician Certification Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130 and 227.030, RSMo 2000, the commission adopts a rule as follows:

7 CSR 10-23.010 Definitions is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 17, 2002 (27 MoReg 1002). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 23—Technician Certification Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130 and 227.030, RSMo 2000, the commission adopts a rule as follows:

7 CSR 10-23.020 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 17, 2002 (27 MoReg 1003–1007). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Secretary to the Commission received one (1) comment on the proposed rule.

COMMENT: Missouri Limestone Producers Association requested that the rule be revised to clarify that for recertification, classroom instruction must be taken no later than ninety (90) days after the current certification expiration date and that consideration be given to limiting the time in advance of the current certification expiration date before classroom instruction may be taken for recertification.

RESPONSE AND EXPLANATION OF CHANGE: Paragraph (4)(B)1. will be changed to clarify that classroom instruction must be taken no later than ninety (90) days after the current certification expiration date. No changes will be made as to limiting the time in advance of the current certification expiration date before classroom instruction may be taken for recertification.

**7 CSR 10-23.020 Certification/Recertification for Qualified
Sampling and Testing Technician**

(4) Recertification Requirements. Any technician seeking to be recertified shall—

(B) Attend a classroom instruction in the subject which certification is due to expire:

1. To qualify for recertification, the classroom instruction must be taken no later than ninety (90) days after the current certification expiration date;

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 23—Technician Certification Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130 and 227.030, RSMo 2000, the commission adopts a rule as follows:

7 CSR 10-23.030 Decertification Procedures and the Appeal Process for Technicians is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 17, 2002 (27 MoReg 1008-1009). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 24—Drivers License Bureau Rules**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under section 302.181, RSMo 2000, the director amends a rule as follows:

12 CSR 10-24.430 Back of Driver License, Permits and Non-Driver License is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2002 (27 MoReg 1280). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 40—Division of Family Services
Chapter 2—Income Maintenance**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, Division of Family Services under section 207.020, RSMo 2000, the division amends a rule as follows:

13 CSR 40-2.140 Limitations on Amount of Cash Payments is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2002 (27 MoReg 1203-1204). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 40—Division of Family Services
Chapter 2—Income Maintenance**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, Division of Family Services under section 207.020, RSMo 2000, the division adopts a rule as follows:

13 CSR 40-2.375 Medical Assistance for Families is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 2002 (27 MoReg 1204-1205). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**APPLICATIONS FOR NEW GROUPS OR
GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the following credit unions have submitted applications to add new groups or geographic areas to their membership.

Credit Union	Proposed New Group or Geographic Area
Alliance Credit Union 575 Rudder Road Fenton, MO 63026	Those who work or reside in St. Charles County or St. Louis County

NOTICE TO SUBMIT COMMENTS: Anyone may file a written statement in support of or in opposition to any of these applications. Comments shall be filed with: Director, Division of Credit Unions, PO Box 1607, Jefferson City, MO 65102. To be considered, written comments must be submitted no later than ten (10) business days after publication of this notice in the Missouri Register.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**ACTIONS TAKEN ON
APPLICATIONS FOR NEW GROUPS OR
GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.

Credit Union	Proposed New Group or Geographic Area
Jefferson City Highway Credit Union 3124 W. Edgewood Jefferson City, MO 65109	Persons living or working in Cole County, Missouri.
Farmland Industries Credit Union 12200 N. Ambassador Drive Kansas City, MO 64163	Current and retired employees, their immediate families and/or their heirs, administrators, executors, trustees or organizations or trusts participated in or comprised of such members of Farmland Industries, Inc., Cap Gemini Ernst & Young U.S.

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000 to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript.

NOTICE OF WINDING UP OF DYNAMIC COMMUNICATIONS, LLC

On October 7, 2002, Dynamic Communications, LLC filed its Notice of Winding Up with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against Dynamic Communications, LLC, you must submit a summary in writing of the circumstances surrounding your claim to Tom J. Bowman, Attorney at Law, McCalley, Gorham and Bowman, P.C., 206 West Main Street, P.O. 319, Richmond, Missouri 64085. The summary of your claim must include the following information:

1. The name, address and telephone number of the claimant.
2. The amount of the claim.
3. The date the claim accrued or will accrue.
4. A brief description of the nature of the debt or the basis for the claim, and documentation of the claim.
5. Whether the claim is secured, and if so, the collateral used as security.

All claims against Dynamic Communications, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**OFFICE OF ADMINISTRATION
Division of Purchasing**

BID OPENINGS

Sealed Bids in one (1) copy will be received by the Division of Purchasing, Room 580, Truman Building, PO Box 809, Jefferson City, MO 65102, telephone (573) 751-2387 at 2:00 p.m. on dates specified below for various agencies throughout Missouri. Bids are available to download via our homepage: www.moolb.state.mo.us. Prospective bidders may receive specifications upon request.

B1E03093 Corrugated Sheets 11/15/02
B3Z02064 Medical Case Management 11/15/02
B2Z03005 PC Prime Vendor Services 11/18/02
B3E02153 Ambulance Services 11/19/02
B3Z03054 Intensive In-Home Services 11/19/02
B1E03076 Public Address System 11/20/02
B1E03100 Tractors 11/20/02
B2Z02065 Wireless Paging Services 11/20/02
B3Z03062 Comprehensive Pharmacy Services 11/20/02
B1E03101 Subscriptions: Paper Form 11/25/02
B3Z02183 Recycling Services 11/25/02
B1E03039 HVAC System 11/27/02
B3Z03013 Insurance Company Review Services 11/27/02
B3Z03098 2003 Hotel/Motel Lodging Rate Survey 11/29/02
B3E03097 Janitorial Services-Jefferson Barracks 12/5/02
B3E03099 Janitorial Services-Rolla, MO 12/5/02
B3Z03005 Actuarial & Pharmaceutical Consulting Services 12/5/02

It is the intent of the State of Missouri, Division of Purchasing to purchase the following as a single feasible source without competitive bids. If suppliers exist other than the one identified, contact (573) 751-2387 immediately.

- 1.) Examination Booklets for the Missouri Professional Engineers License, supplied by the National Council of Engineer Examiners.
- 2.) Sewing Workstation, Accumark Plotting, supplied by Gerber Technologies.

James Miluski, CPPO,
Director of Purchasing

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—25 (2000), 26 (2001) and 27 (2002). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
OFFICE OF ADMINISTRATION					
1 CSR 10	State Officials' Salary Compensation Schedule				27 MoReg 189
					27 MoReg 1724
1 CSR 10-11.010	Commissioner of Administration	27 MoReg 1159	27 MoReg 1180	This Issue	
1 CSR 15-2.200	Administrative Hearing Commission		27 MoReg 1093R	27 MoReg 1878R	
1 CSR 15-2.210	Administrative Hearing Commission		27 MoReg 1093R	27 MoReg 1878R	
1 CSR 15-2.230	Administrative Hearing Commission		27 MoReg 1093R	27 MoReg 1878R	
1 CSR 15-2.250	Administrative Hearing Commission		27 MoReg 1094R	27 MoReg 1878R	
1 CSR 15-2.270	Administrative Hearing Commission		27 MoReg 1094R	27 MoReg 1879R	
1 CSR 15-2.290	Administrative Hearing Commission		27 MoReg 1094R	27 MoReg 1879R	
1 CSR 15-2.320	Administrative Hearing Commission		27 MoReg 1095R	27 MoReg 1879R	
1 CSR 15-2.350	Administrative Hearing Commission		27 MoReg 1095R	27 MoReg 1879R	
1 CSR 15-2.380	Administrative Hearing Commission		27 MoReg 1095R	27 MoReg 1879R	
1 CSR 15-2.390	Administrative Hearing Commission		27 MoReg 1095R	27 MoReg 1879R	
1 CSR 15-2.410	Administrative Hearing Commission		27 MoReg 1096R	27 MoReg 1879R	
1 CSR 15-2.420	Administrative Hearing Commission		27 MoReg 1096R	27 MoReg 1880R	
1 CSR 15-2.430	Administrative Hearing Commission		27 MoReg 1096R	27 MoReg 1880R	
1 CSR 15-2.450	Administrative Hearing Commission		27 MoReg 1097R	27 MoReg 1880R	
1 CSR 15-2.470	Administrative Hearing Commission		27 MoReg 1097R	27 MoReg 1880R	
1 CSR 15-2.480	Administrative Hearing Commission		27 MoReg 1097R	27 MoReg 1880R	
1 CSR 15-2.490	Administrative Hearing Commission		27 MoReg 1097R	27 MoReg 1880R	
1 CSR 15-2.510	Administrative Hearing Commission		27 MoReg 1098R	27 MoReg 1881R	
1 CSR 15-2.530	Administrative Hearing Commission		27 MoReg 1098R	27 MoReg 1881R	
1 CSR 15-2.560	Administrative Hearing Commission		27 MoReg 1098R	27 MoReg 1881R	
1 CSR 15-2.580	Administrative Hearing Commission		27 MoReg 1099R	27 MoReg 1881R	
1 CSR 15-3.200	Administrative Hearing Commission		27 MoReg 1099	27 MoReg 1881	
1 CSR 15-3.210	Administrative Hearing Commission		27 MoReg 1099	27 MoReg 1882	
1 CSR 15-3.250	Administrative Hearing Commission		27 MoReg 1100	27 MoReg 1882	
1 CSR 15-3.320	Administrative Hearing Commission		27 MoReg 1100	27 MoReg 1882	
1 CSR 15-3.350	Administrative Hearing Commission		27 MoReg 1101	27 MoReg 1883	
1 CSR 15-3.380	Administrative Hearing Commission		27 MoReg 1101	27 MoReg 1883	
1 CSR 15-3.390	Administrative Hearing Commission		27 MoReg 1102	27 MoReg 1883	
1 CSR 15-3.410	Administrative Hearing Commission		27 MoReg 1102	27 MoReg 1883	
1 CSR 15-3.420	Administrative Hearing Commission		27 MoReg 1103	27 MoReg 1884	
1 CSR 15-3.425	Administrative Hearing Commission		27 MoReg 1103	27 MoReg 1884	
1 CSR 15-3.430	Administrative Hearing Commission		27 MoReg 1104R	27 MoReg 1884R	
1 CSR 15-3.440	Administrative Hearing Commission		27 MoReg 1104	27 MoReg 1885	
1 CSR 15-3.450	Administrative Hearing Commission		27 MoReg 1105R	27 MoReg 1885R	
1 CSR 15-3.470	Administrative Hearing Commission		27 MoReg 1105	27 MoReg 1885	
1 CSR 15-3.490	Administrative Hearing Commission		27 MoReg 1106	27 MoReg 1886	
1 CSR 15-3.580	Administrative Hearing Commission		27 MoReg 1106	27 MoReg 1886	
1 CSR 20-1.040	Personnel Advisory Board and Division of Personnel		27 MoReg 1861		
1 CSR 20-4.020	Personnel Advisory Board and Division of Personnel		27 MoReg 1861		
1 CSR 20-5.010	Personnel Advisory Board and Division of Personnel		27 MoReg 1865		
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel	27 MoReg 847	27 MoReg 1865		
1 CSR 40-1.090	Purchasing and Materials Management		27 MoReg 1107		
DEPARTMENT OF AGRICULTURE					
2 CSR 10-5.010	Market Development	26 MoReg 1305R			
		26 MoReg 1305			
2 CSR 30-2.010	Animal Health		27 MoReg 966	This Issue	
2 CSR 30-2.011	Animal Health	27 MoReg 848			
2 CSR 30-2.012	Animal Health	27 MoReg 1439			
2 CSR 30-2.020	Animal Health		27 MoReg 967	This Issue	
2 CSR 30-2.040	Animal Health		27 MoReg 969	This Issue	
2 CSR 30-6.020	Animal Health		27 MoReg 970	This Issue	
2 CSR 70-13.045	Plant Industries	27 MoReg 767	27 MoReg 774	27 MoReg 1886	
2 CSR 70-13.050	Plant Industries	27 MoReg 767	27 MoReg 776	27 MoReg 1888	
2 CSR 70-40.015	Plant Industries		27 MoReg 1561R		
			27 MoReg 1561		
2 CSR 70-40.025	Plant Industries		27 MoReg 1562R		
			27 MoReg 1563		
2 CSR 70-40.040	Plant Industries		27 MoReg 1563R		
			27 MoReg 1563		
2 CSR 70-40.045	Plant Industries		27 MoReg 1564		
2 CSR 90-10.040	Weights and Measures	27 MoReg 1161			
2 CSR 90-20.040	Weights and Measures	27 MoReg 1559	27 MoReg 1564		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
2 CSR 90-22.140	Weights and Measures		27 MoReg 1868		
2 CSR 90-23.010	Weights and Measures		27 MoReg 1868		
2 CSR 90-25.010	Weights and Measures		27 MoReg 1869		
2 CSR 90-30.040	Weights and Measures	27 MoReg 1559	27 MoReg 1565		
2 CSR 90-30.050	Weights and Measures		27 MoReg 1565		
2 CSR 90-36.010	Weights and Measures		This IssueR		
			This Issue		
2 CSR 90-36.020	Weights and Measures		This IssueR		
2 CSR 110-1.010	Office of the Director	27 MoReg 1439	27 MoReg 1443		

DEPARTMENT OF CONSERVATION

3 CSR 10-4.111	Conservation Commission		27 MoReg 1765		
3 CSR 10-4.130	Conservation Commission		27 MoReg 971	27 MoReg 1478F	
3 CSR 10-4.141	Conservation Commission		27 MoReg 972	27 MoReg 1478F	
3 CSR 10-5.205	Conservation Commission		27 MoReg 972	27 MoReg 1478F	
3 CSR 10-5.215	Conservation Commission		27 MoReg 973	27 MoReg 1478F	
3 CSR 10-5.225	Conservation Commission		27 MoReg 973	27 MoReg 1478F	
3 CSR 10-5.340	Conservation Commission		27 MoReg 1182	27 MoReg 1997W	
3 CSR 10-5.345	Conservation Commission		27 MoReg 1184	27 MoReg 1997W	
3 CSR 10-5.351	Conservation Commission		27 MoReg 1186	27 MoReg 1997F	
3 CSR 10-5.359	Conservation Commission		27 MoReg 1188	27 MoReg 1997F	
3 CSR 10-5.360	Conservation Commission		27 MoReg 1190	27 MoReg 1998F	
3 CSR 10-5.365	Conservation Commission		27 MoReg 1192	27 MoReg 1998W	
3 CSR 10-5.420	Conservation Commission		27 MoReg 1194	27 MoReg 1998W	
3 CSR 10-5.440	Conservation Commission		27 MoReg 1196	27 MoReg 1998W	
3 CSR 10-5.445	Conservation Commission		27 MoReg 1198	27 MoReg 1999W	
3 CSR 10-5.460	Conservation Commission		27 MoReg 974	27 MoReg 1479F	
3 CSR 10-5.465	Conservation Commission		27 MoReg 975	27 MoReg 1479F	
3 CSR 10-6.405	Conservation Commission		27 MoReg 978	27 MoReg 1481F	
3 CSR 10-6.410	Conservation Commission		27 MoReg 978	27 MoReg 1481F	
3 CSR 10-6.415	Conservation Commission		27 MoReg 978	27 MoReg 1481F	
3 CSR 10-6.505	Conservation Commission		27 MoReg 1444	This IssueF	
3 CSR 10-6.525	Conservation Commission		27 MoReg 1319	27 MoReg 1999	
3 CSR 10-6.540	Conservation Commission		27 MoReg 979	27 MoReg 1482F	
3 CSR 10-6.550	Conservation Commission		27 MoReg 979	27 MoReg 1482F	
3 CSR 10-6.605	Conservation Commission		27 MoReg 979	27 MoReg 1482F	
3 CSR 10-7.410	Conservation Commission		27 MoReg 980	27 MoReg 1482F	
3 CSR 10-7.440	Conservation Commission		N.A.	27 MoReg 1805	
3 CSR 10-7.435	Conservation Commission		27 MoReg 1319	27 MoReg 1999	
3 CSR 10-7.455	Conservation Commission		27 MoReg 980	27 MoReg 1482F	
3 CSR 10-8.510	Conservation Commission		27 MoReg 981	27 MoReg 1482F	27 MoReg 1902
3 CSR 10-8.515	Conservation Commission		27 MoReg 981	27 MoReg 1483F	
3 CSR 10-9.106	Conservation Commission		27 MoReg 982	27 MoReg 1483F	
3 CSR 10-9.110	Conservation Commission		27 MoReg 982	27 MoReg 1483F	
3 CSR 10-9.220	Conservation Commission		27 MoReg 983	27 MoReg 1483F	
3 CSR 10-9.351	Conservation Commission		27 MoReg 986	27 MoReg 1483F	
3 CSR 10-9.353	Conservation Commission		27 MoReg 986	27 MoReg 1483F	
		27 MoReg 1441	27 MoReg 1445		
		27 MoReg 1441T			
3 CSR 10-9.359	Conservation Commission		27 MoReg 986	27 MoReg 1484F	
3 CSR 10-9.425	Conservation Commission		27 MoReg 987	27 MoReg 1484F	
3 CSR 10-9.442	Conservation Commission		N.A.	27 MoReg 1806	
3 CSR 10-9.560	Conservation Commission		27 MoReg 987	27 MoReg 1484F	
3 CSR 10-9.565	Conservation Commission	27 MoReg 1441	27 MoReg 1448		
		27 MoReg 1441T			
3 CSR 10-9.566	Conservation Commission		27 MoReg 1765		
3 CSR 10-9.570	Conservation Commission		27 MoReg 988	27 MoReg 1484F	
3 CSR 10-9.575	Conservation Commission		27 MoReg 988	27 MoReg 1484F	
3 CSR 10-9.627	Conservation Commission		27 MoReg 1766		
3 CSR 10-9.628	Conservation Commission		27 MoReg 1766		
3 CSR 10-9.630	Conservation Commission		27 MoReg 989R	27 MoReg 1485F	
3 CSR 10-9.645	Conservation Commission		27 MoReg 989	27 MoReg 1485F	
3 CSR 10-10.743	Conservation Commission		27 MoReg 990	27 MoReg 1485F	
3 CSR 10-11.145	Conservation Commission		27 MoReg 991	27 MoReg 1486F	
3 CSR 10-11.150	Conservation Commission		27 MoReg 1200	27 MoReg 1807	
3 CSR 10-11.155	Conservation Commission		27 MoReg 992	27 MoReg 1486F	
3 CSR 10-11.160	Conservation Commission		27 MoReg 992	27 MoReg 1486F	
3 CSR 10-11.165	Conservation Commission		27 MoReg 993	27 MoReg 1486F	
3 CSR 10-11.180	Conservation Commission		27 MoReg 1451	This Issue	
3 CSR 10-11.182	Conservation Commission		27 MoReg 1200	27 MoReg 1807	
			27 MoReg 1452	This IssueF	
3 CSR 10-11.186	Conservation Commission		27 MoReg 995	27 MoReg 1487F	
3 CSR 10-11.205	Conservation Commission		27 MoReg 996	27 MoReg 1487F	
3 CSR 10-11.210	Conservation Commission		27 MoReg 996	27 MoReg 1487F	
3 CSR 10-11.215	Conservation Commission		27 MoReg 997	27 MoReg 1487F	
3 CSR 10-12.110	Conservation Commission		27 MoReg 998	27 MoReg 1488F	
3 CSR 10-12.135	Conservation Commission		27 MoReg 1453	This IssueF	
3 CSR 10-12.140	Conservation Commission		27 MoReg 1453	This IssueF	
3 CSR 10-12.145	Conservation Commission		27 MoReg 1454	This IssueF	
3 CSR 10-20.805	Conservation Commission		27 MoReg 1937		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 30-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		27 MoReg 1251	.....	This Issue
4 CSR 30-6.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		27 MoReg 1255	.....	This Issue
4 CSR 100	Division of Credit Unions				27 MoReg 1512 27 MoReg 1722 This Issue
4 CSR 100-2.005	Division of Credit Unions		27 MoReg 1768		
4 CSR 110-2.110	Missouri Dental Board		27 MoReg 1255R	.....	This IssueR
			27 MoReg 1255	.....	This Issue
4 CSR 110-2.240	Missouri Dental Board		27 MoReg 1257	.....	This Issue
4 CSR 150-2.030	State Board of Registration for the Healing Arts		27 MoReg 860	.....	27 MoReg 1807
4 CSR 150-2.040	State Board of Registration for the Healing Arts		27 MoReg 860	.....	27 MoReg 1807
4 CSR 150-2.060	State Board of Registration for the Healing Arts		27 MoReg 860	.....	27 MoReg 1807
4 CSR 150-2.155	State Board of Registration for the Healing Arts		27 MoReg 861	.....	27 MoReg 1807
4 CSR 150-3.010	State Board of Registration for the Healing Arts		27 MoReg 1257	.....	This Issue
4 CSR 150-3.020	State Board of Registration for the Healing Arts		27 MoReg 1258	.....	This Issue
4 CSR 150-3.080	State Board of Registration for the Healing Arts		27 MoReg 1258	.....	This Issue
4 CSR 150-3.210	State Board of Registration for the Healing Arts		27 MoReg 1565		
4 CSR 150-4.010	State Board of Registration for the Healing Arts		27 MoReg 861	.....	27 MoReg 1808
4 CSR 150-4.060	State Board of Registration for the Healing Arts		27 MoReg 861	.....	27 MoReg 1808
4 CSR 150-4.220	State Board of Registration for the Healing Arts		27 MoReg 1568		
4 CSR 150-6.050	State Board of Registration for the Healing Arts		27 MoReg 862	.....	27 MoReg 1808
4 CSR 150-6.080	State Board of Registration for the Healing Arts		27 MoReg 1570		
4 CSR 150-7.200	State Board of Registration for the Healing Arts		27 MoReg 862	.....	27 MoReg 1808
4 CSR 150-7.320	State Board of Registration for the Healing Arts		27 MoReg 1572		
4 CSR 150-8.060	State Board of Registration for the Healing Arts		27 MoReg 862	.....	27 MoReg 1808
4 CSR 150-8.150	State Board of Registration for the Healing Arts		27 MoReg 1574		
4 CSR 165-2.050	Board of Examiners for Hearing Instrument Specialists		27 MoReg 1258	.....	This Issue
4 CSR 200-4.020	State Board of Nursing		27 MoReg 1258	.....	This Issue
4 CSR 200-4.030	State Board of Nursing		27 MoReg 1261	.....	This Issue
4 CSR 205-1.050	Missouri Board of Occupational Therapy		27 MoReg 1262	.....	This Issue
4 CSR 210-2.010	State Board of Optometry		27 MoReg 1265	.....	This Issue
4 CSR 210-2.011	State Board of Optometry		27 MoReg 1265	.....	This Issue
4 CSR 210-2.020	State Board of Optometry		27 MoReg 1265	.....	This Issue
4 CSR 210-2.040	State Board of Optometry		27 MoReg 1266	.....	This Issue
4 CSR 210-2.070	State Board of Optometry		27 MoReg 1266	.....	This Issue
4 CSR 210-2.081	State Board of Optometry		27 MoReg 1266		
4 CSR 220-2.010	State Board of Pharmacy		27 MoReg 1267		
4 CSR 220-2.025	State Board of Pharmacy		27 MoReg 1270		
4 CSR 220-2.030	State Board of Pharmacy		27 MoReg 1270		
4 CSR 220-2.050	State Board of Pharmacy		27 MoReg 1271		
4 CSR 220-2.100	State Board of Pharmacy		27 MoReg 1271		
4 CSR 220-3.040	State Board of Pharmacy		27 MoReg 777	.....	27 MoReg 1808
4 CSR 240-2.060	Public Service Commission		27 MoReg 1576		
4 CSR 240-2.075	Public Service Commission		27 MoReg 691	.....	27 MoReg 1809
4 CSR 240-2.080	Public Service Commission		27 MoReg 1107	.....	This Issue
4 CSR 240-2.115	Public Service Commission		27 MoReg 691	.....	27 MoReg 1811
4 CSR 240-2.117	Public Service Commission		27 MoReg 692	.....	27 MoReg 1814
4 CSR 240-2.200	Public Service Commission		27 MoReg 1578R		
4 CSR 240-3.010	Public Service Commission		27 MoReg 1578		
4 CSR 240-3.015	Public Service Commission		27 MoReg 1580		
4 CSR 240-3.020	Public Service Commission		27 MoReg 1580		
4 CSR 240-3.025	Public Service Commission		27 MoReg 1580		
4 CSR 240-3.030	Public Service Commission		27 MoReg 1581		
4 CSR 240-3.100	Public Service Commission		27 MoReg 1582		
4 CSR 240-3.105	Public Service Commission		27 MoReg 1583		
4 CSR 240-3.110	Public Service Commission		27 MoReg 1584		
4 CSR 240-3.115	Public Service Commission		27 MoReg 1584		
4 CSR 240-3.120	Public Service Commission		27 MoReg 1585		
4 CSR 240-3.125	Public Service Commission		27 MoReg 1585		
4 CSR 240-3.130	Public Service Commission		27 MoReg 1586		
4 CSR 240-3.135	Public Service Commission		27 MoReg 1586		
4 CSR 240-3.140	Public Service Commission		27 MoReg 1587		
4 CSR 240-3.145	Public Service Commission		27 MoReg 1588		
4 CSR 240-3.150	Public Service Commission		27 MoReg 1591		
4 CSR 240-3.155	Public Service Commission		27 MoReg 1592		
4 CSR 240-3.160	Public Service Commission		27 MoReg 1593		
4 CSR 240-3.165	Public Service Commission		27 MoReg 1593		
4 CSR 240-3.175	Public Service Commission		27 MoReg 1594		
4 CSR 240-3.180	Public Service Commission		27 MoReg 1594		
4 CSR 240-3.185	Public Service Commission		27 MoReg 1595		
4 CSR 240-3.190	Public Service Commission		27 MoReg 1596		
4 CSR 240-3.200	Public Service Commission		27 MoReg 1597		
4 CSR 240-3.205	Public Service Commission		27 MoReg 1599		
4 CSR 240-3.210	Public Service Commission		27 MoReg 1600		
4 CSR 240-3.215	Public Service Commission		27 MoReg 1600		
4 CSR 240-3.220	Public Service Commission		27 MoReg 1601		
4 CSR 240-3.225	Public Service Commission		27 MoReg 1601		
4 CSR 240-3.230	Public Service Commission		27 MoReg 1602		
4 CSR 240-3.235	Public Service Commission		27 MoReg 1602		
4 CSR 240-3.240	Public Service Commission		27 MoReg 1603		
4 CSR 240-3.245	Public Service Commission		27 MoReg 1604		
4 CSR 240-3.250	Public Service Commission		27 MoReg 1604		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 240-3.255	Public Service Commission		27 MoReg 1605		
4 CSR 240-3.260	Public Service Commission		27 MoReg 1606		
4 CSR 240-3.270	Public Service Commission		27 MoReg 1606		
4 CSR 240-3.275	Public Service Commission		27 MoReg 1607		
4 CSR 240-3.280	Public Service Commission		27 MoReg 1608		
4 CSR 240-3.285	Public Service Commission		27 MoReg 1608		
4 CSR 240-3.290	Public Service Commission		27 MoReg 1609		
4 CSR 240-3.295	Public Service Commission		27 MoReg 1609		
4 CSR 240-3.300	Public Service Commission		27 MoReg 1610		
4 CSR 240-3.305	Public Service Commission		27 MoReg 1610		
4 CSR 240-3.310	Public Service Commission		27 MoReg 1611		
4 CSR 240-3.315	Public Service Commission		27 MoReg 1611		
4 CSR 240-3.320	Public Service Commission		27 MoReg 1612		
4 CSR 240-3.325	Public Service Commission		27 MoReg 1612		
4 CSR 240-3.330	Public Service Commission		27 MoReg 1613		
4 CSR 240-3.335	Public Service Commission		27 MoReg 1614		
4 CSR 240-3.340	Public Service Commission		27 MoReg 1614		
4 CSR 240-3.400	Public Service Commission		27 MoReg 1616		
4 CSR 240-3.405	Public Service Commission		27 MoReg 1617		
4 CSR 240-3.410	Public Service Commission		27 MoReg 1617		
4 CSR 240-3.415	Public Service Commission		27 MoReg 1618		
4 CSR 240-3.420	Public Service Commission		27 MoReg 1618		
4 CSR 240-3.425	Public Service Commission		27 MoReg 1619		
4 CSR 240-3.435	Public Service Commission		27 MoReg 1620		
4 CSR 240-3.500	Public Service Commission		27 MoReg 1620		
4 CSR 240-3.505	Public Service Commission		27 MoReg 1621		
4 CSR 240-3.510	Public Service Commission		27 MoReg 1621		
4 CSR 240-3.515	Public Service Commission		27 MoReg 1622		
4 CSR 240-3.520	Public Service Commission		27 MoReg 1622		
4 CSR 240-3.525	Public Service Commission		27 MoReg 1623		
4 CSR 240-3.530	Public Service Commission		27 MoReg 1624		
4 CSR 240-3.535	Public Service Commission		27 MoReg 1624		
4 CSR 240-3.540	Public Service Commission		27 MoReg 1625		
4 CSR 240-3.545	Public Service Commission		27 MoReg 1625		
4 CSR 240-3.550	Public Service Commission		27 MoReg 1630		
4 CSR 240-3.555	Public Service Commission		27 MoReg 1631		
4 CSR 240-3.600	Public Service Commission		27 MoReg 1632		
4 CSR 240-3.605	Public Service Commission		27 MoReg 1632		
4 CSR 240-3.610	Public Service Commission		27 MoReg 1633		
4 CSR 240-3.615	Public Service Commission		27 MoReg 1633		
4 CSR 240-3.620	Public Service Commission		27 MoReg 1634		
4 CSR 240-3.625	Public Service Commission		27 MoReg 1634		
4 CSR 240-3.630	Public Service Commission		27 MoReg 1635		
4 CSR 240-3.635	Public Service Commission		27 MoReg 1636		
4 CSR 240-3.640	Public Service Commission		27 MoReg 1636		
4 CSR 240-3.645	Public Service Commission		27 MoReg 1637		
4 CSR 240-10.070	Public Service Commission		27 MoReg 1638R		
4 CSR 240-10.080	Public Service Commission		27 MoReg 1638R		
4 CSR 240-13.055	Public Service Commission	26 MoReg 2259	27 MoReg 1639		
4 CSR 240-14.040	Public Service Commission		27 MoReg 1639R		
4 CSR 240-20.010	Public Service Commission		27 MoReg 1640R		
4 CSR 240-20.030	Public Service Commission		27 MoReg 1640		
4 CSR 240-20.060	Public Service Commission		27 MoReg 1641		
4 CSR 240-20.070	Public Service Commission		27 MoReg 1644		
4 CSR 240-20.080	Public Service Commission		27 MoReg 1646R		
4 CSR 240-21.010	Public Service Commission		27 MoReg 1646R		
4 CSR 240-30.010	Public Service Commission		27 MoReg 1646R		
4 CSR 240-32.030	Public Service Commission		27 MoReg 1647R		
4 CSR 240-33.060	Public Service Commission		27 MoReg 1647		
4 CSR 240-40.010	Public Service Commission		27 MoReg 1648R		
4 CSR 240-40.040	Public Service Commission		27 MoReg 1648		
4 CSR 240-45.010	Public Service Commission		27 MoReg 1649R		
4 CSR 240-50.010	Public Service Commission		27 MoReg 1650R		
4 CSR 240-51.010	Public Service Commission		27 MoReg 1650R		
4 CSR 240-60.030	Public Service Commission		27 MoReg 1650R		
4 CSR 240-80.010	Public Service Commission		27 MoReg 1651R		
4 CSR 240-80.020	Public Service Commission		27 MoReg 1651		
4 CSR 250-3.010	Missouri Real Estate Commission		27 MoReg 1272	.....	This Issue
4 CSR 250-4.020	Missouri Real Estate Commission		27 MoReg 1272	.....	This Issue
4 CSR 250-4.070	Missouri Real Estate Commission		27 MoReg 1272	.....	This Issue
4 CSR 250-4.075	Missouri Real Estate Commission		27 MoReg 1273	.....	This Issue
4 CSR 250-4.080	Missouri Real Estate Commission		27 MoReg 1273	.....	This Issue
4 CSR 250-7.020	Missouri Real Estate Commission		27 MoReg 1273	.....	This Issue
4 CSR 250-8.155	Missouri Real Estate Commission		27 MoReg 1273	.....	This Issue
4 CSR 250-8.220	Missouri Real Estate Commission		27 MoReg 1274	.....	This Issue
4 CSR 250-9.010	Missouri Real Estate Commission		27 MoReg 1274	.....	This Issue
4 CSR 250-10.010	Missouri Real Estate Commission		27 MoReg 1274	.....	This Issue
4 CSR 250-10.020	Missouri Real Estate Commission		27 MoReg 1274	.....	This Issue
4 CSR 250-10.030	Missouri Real Estate Commission		27 MoReg 1275	.....	This Issue
4 CSR 250-10.040	Missouri Real Estate Commission		27 MoReg 1275	.....	This Issue
4 CSR 250-10.070	Missouri Real Estate Commission		27 MoReg 1275	.....	This Issue
4 CSR 255-2.010	Missouri Board for Respiratory Care		27 MoReg 1275		
4 CSR 255-2.050	Missouri Board for Respiratory Care		27 MoReg 780	.....	27 MoReg 1817
4 CSR 255-2.060	Missouri Board for Respiratory Care		27 MoReg 780	.....	27 MoReg 1817
4 CSR 255-4.010	Missouri Board for Respiratory Care		27 MoReg 1276		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 267-1.010	Office of Tattooing, Body Piercing and Branding	27	MoReg 1652		
4 CSR 267-1.020	Office of Tattooing, Body Piercing and Branding	27	MoReg 1653		
4 CSR 267-1.030	Office of Tattooing, Body Piercing and Branding	27	MoReg 1657		
4 CSR 267-2.010	Office of Tattooing, Body Piercing and Branding	27	MoReg 1660		
4 CSR 267-2.020	Office of Tattooing, Body Piercing and Branding	27	MoReg 1664		
4 CSR 267-2.030	Office of Tattooing, Body Piercing and Branding	27	MoReg 1664		
4 CSR 267-3.010	Office of Tattooing, Body Piercing and Branding	27	MoReg 1668		
4 CSR 267-4.010	Office of Tattooing, Body Piercing and Branding	27	MoReg 1670		
4 CSR 267-5.010	Office of Tattooing, Body Piercing and Branding	27	MoReg 1673		
4 CSR 267-5.020	Office of Tattooing, Body Piercing and Branding	27	MoReg 1676		
4 CSR 267-5.030	Office of Tattooing, Body Piercing and Branding	27	MoReg 1678		
4 CSR 267-5.040	Office of Tattooing, Body Piercing and Branding	27	MoReg 1681		
4 CSR 267-6.010	Office of Tattooing, Body Piercing and Branding	27	MoReg 1683		
4 CSR 267-6.020	Office of Tattooing, Body Piercing and Branding	27	MoReg 1685		
4 CSR 267-6.030	Office of Tattooing, Body Piercing and Branding	27	MoReg 1687		
4 CSR 270-2.021	Missouri Veterinary Medical Board	27	MoReg 1276	.....	This Issue
4 CSR 270-6.011	Missouri Veterinary Medical Board	27	MoReg 1277	.....	This Issue

DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

5 CSR 30-4.030	Division of Administrative and Financial Services	27	MoReg 1937R		
	.....	27	MoReg 1938		
5 CSR 50-340.110	Division of School Improvement	27	MoReg 693	.....	27 MoReg 1817W
5 CSR 60-100.010	Vocational and Adult Education	N.A.	.....	27	MoReg 1999
5 CSR 60-100.020	Vocational and Adult Education	27	MoReg 1941		
5 CSR 60-480.100	Vocational and Adult Education	27	MoReg 1943R		
	.....	27	MoReg 1943		
5 CSR 60-900.050	Vocational and Adult Education	27	MoReg 1947		
5 CSR 80-800.200	Teacher Quality and Urban Education	27	MoReg 1689		
5 CSR 80-800.220	Teacher Quality and Urban Education	27	MoReg 1690		
5 CSR 80-800.230	Teacher Quality and Urban Education	27	MoReg 1691		
5 CSR 80-800.260	Teacher Quality and Urban Education	27	MoReg 1693		
5 CSR 80-800.270	Teacher Quality and Urban Education	27	MoReg 1695		
5 CSR 80-800.280	Teacher Quality and Urban Education	27	MoReg 1696		
5 CSR 80-800.300	Teacher Quality and Urban Education	27	MoReg 1696		
5 CSR 80-800.350	Teacher Quality and Urban Education	27	MoReg 1698		
5 CSR 80-800.360	Teacher Quality and Urban Education	27	MoReg 1702		
5 CSR 80-800.370	Teacher Quality and Urban Education	27	MoReg 1703		
5 CSR 80-800.380	Teacher Quality and Urban Education	27	MoReg 1768	.....	27 MoReg 2017
5 CSR 80-805.015	Teacher Quality and Urban Education	27	MoReg 1950		
5 CSR 80-805.040	Teacher Quality and Urban Education	27	MoReg 1950		
5 CSR 90-4.300	Vocational Rehabilitation	27	MoReg 1703		

DEPARTMENT OF TRANSPORTATION

7 CSR 10-3.010	Missouri Highways and Transportation Commission	This Issue			
7 CSR 10-3.040	Missouri Highways and Transportation Commission	This Issue			
7 CSR 10-23.010	Missouri Highways and Transportation Commission	27	MoReg 1002	.....	This Issue
7 CSR 10-23.020	Missouri Highways and Transportation Commission	27	MoReg 1002	.....	This Issue
7 CSR 10-23.030	Missouri Highways and Transportation Commission	27	MoReg 1008	.....	This Issue

DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS

8 CSR 10-3.010	Division of Employment Security	27	MoReg 1454		
8 CSR 10-4.180	Division of Employment Security	27	MoReg 1162	.....	27 MoReg 2001

DEPARTMENT OF MENTAL HEALTH

9 CSR 10-5.200	Director, Department of Mental Health	27	MoReg 1858		
9 CSR 10-7.020	Director, Department of Mental Health	27	MoReg 1455		
9 CSR 10-7.060	Director, Department of Mental Health	27	MoReg 787	.....	27 MoReg 1888
9 CSR 10-7.070	Director, Department of Mental Health	27	MoReg 788	.....	27 MoReg 1888
9 CSR 10-7.110	Director, Department of Mental Health	27	MoReg 1772		
9 CSR 10-7.130	Director, Department of Mental Health	27	MoReg 1951		
9 CSR 10-7.140	Director, Department of Mental Health	27	MoReg 788	.....	27 MoReg 1888
9 CSR 25-2.105	Fiscal Management	27	MoReg 1951		
9 CSR 30-3.100	Certification Standards	27	MoReg 1455		
9 CSR 30-3.110	Certification Standards	27	MoReg 1952		
9 CSR 30-3.120	Certification Standards	27	MoReg 790	.....	27 MoReg 1888
9 CSR 30-3.130	Certification Standards	27	MoReg 1457		
9 CSR 30-3.140	Certification Standards	27	MoReg 790	.....	27 MoReg 1889
9 CSR 30-3.192	Certification Standards	27	MoReg 790	.....	27 MoReg 1889
	.....	27	MoReg 1457		
9 CSR 30-4.010	Certification Standards	27	MoReg 1457		
9 CSR 30-4.030	Certification Standards	27	MoReg 1458		
9 CSR 30-4.034	Certification Standards	27	MoReg 1459		
9 CSR 30-4.035	Certification Standards	27	MoReg 1459		
9 CSR 30-4.039	Certification Standards	27	MoReg 1460		
9 CSR 30-4.041	Certification Standards	27	MoReg 1460		
9 CSR 30-4.042	Certification Standards	27	MoReg 1461		
9 CSR 30-4.043	Certification Standards	27	MoReg 1462		
9 CSR 30-4.195	Certification Standards	27	MoReg 1772		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-2.080	Air Conservation Commission.....		27 MoReg 564R.....	27 MoReg 1817R	
10 CSR 10-2.260	Air Conservation Commission.....		27 MoReg 699.....	27 MoReg 1889	
10 CSR 10-2.280	Air Conservation Commission.....		27 MoReg 1107R		
10 CSR 10-3.060	Air Conservation Commission.....		27 MoReg 699.....	27 MoReg 1889	
10 CSR 10-4.040	Air Conservation Commission.....		27 MoReg 700.....	27 MoReg 1889	
10 CSR 10-5.170	Air Conservation Commission.....		27 MoReg 1462		
10 CSR 10-5.180	Air Conservation Commission.....		27 MoReg 564R.....	27 MoReg 1817R	
10 CSR 10-5.320	Air Conservation Commission.....		27 MoReg 1108R		
10 CSR 10-5.380	Air Conservation Commission.....		27 MoReg 1010.....	27 MoReg 2001	
10 CSR 10-5.443	Air Conservation Commission.....		27 MoReg 791		
10 CSR 10-6.060	Air Conservation Commission.....		27 MoReg 1704		
10 CSR 10-6.065	Air Conservation Commission.....		27 MoReg 1462		
10 CSR 10-6.120	Air Conservation Commission.....		27 MoReg 1707		
10 CSR 10-6.130	Air Conservation Commission.....		27 MoReg 622.....	27 MoReg 1818	
10 CSR 10-6.220	Air Conservation Commission.....		27 MoReg 564.....	27 MoReg 1823	
10 CSR 10-6.320	Air Conservation Commission.....		27 MoReg 1108		
10 CSR 10-6.410	Air Conservation Commission.....		27 MoReg 1708		
10 CSR 25-12.010	Hazardous Waste Management Commission		27 MoReg 702.....	27 MoReg 1890.....	27 MoReg 1902
10 CSR 60-4.050	Public Drinking Water Program.....		27 MoReg 325.....	27 MoReg 1890	
10 CSR 60-4.060	Public Drinking Water Program.....		27 MoReg 329R.....	27 MoReg 1891R	
	.....		27 MoReg 329.....	27 MoReg 1891	
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 10-5.010	Adjutant General	27 MoReg 1249	27 MoReg 1277		
11 CSR 40-2.010	Division of Fire Safety.....		27 MoReg 1952R		
	.....		27 MoReg 1953		
11 CSR 40-2.015	Division of Fire Safety.....		27 MoReg 1954		
11 CSR 40-2.020	Division of Fire Safety.....		27 MoReg 1954R		
11 CSR 40-2.021	Division of Fire Safety.....		27 MoReg 1955		
11 CSR 40-2.022	Division of Fire Safety.....		27 MoReg 1955		
11 CSR 40-2.030	Division of Fire Safety.....		27 MoReg 1958R		
	.....		27 MoReg 1958		
11 CSR 40-2.040	Division of Fire Safety.....		27 MoReg 1960R		
	.....		27 MoReg 1960		
11 CSR 40-2.050	Division of Fire Safety.....		27 MoReg 1961R		
	.....		27 MoReg 1962		
11 CSR 40-2.060	Division of Fire Safety.....		27 MoReg 1962R		
11 CSR 40-2.061	Division of Fire Safety.....		27 MoReg 1963		
11 CSR 40-2.062	Division of Fire Safety.....		27 MoReg 1963		
11 CSR 40-2.064	Division of Fire Safety.....		27 MoReg 1963		
11 CSR 40-2.065	Division of Fire Safety.....		27 MoReg 1964		
11 CSR 40-5.110	Division of Fire Safety.....		27 MoReg 1869		
11 CSR 40-6.060	Division of Fire Safety.....	26 MoReg 857			
11 CSR 45-3.010	Missouri Gaming Commission		27 MoReg 865.....	27 MoReg 1823	
11 CSR 45-4.060	Missouri Gaming Commission		27 MoReg 1471		
11 CSR 45-5.183	Missouri Gaming Commission		27 MoReg 1110.....	27 MoReg 2016	
11 CSR 45-5.200	Missouri Gaming Commission		27 MoReg 1785		
11 CSR 45-7.040	Missouri Gaming Commission				26 MoReg 2184
11 CSR 45-30.570	Missouri Gaming Commission		27 MoReg 1110.....	27 MoReg 2016	
DEPARTMENT OF REVENUE					
12 CSR 10-3.124	Director of Revenue		This Issue		
12 CSR 10-23.454	Director of Revenue		27 MoReg 1785		
12 CSR 10-24.020	Director of Revenue		27 MoReg 1785		
12 CSR 10-24.050	Director of Revenue		27 MoReg 1472		
12 CSR 10-24.430	Director of Revenue		27 MoReg 1280.....	This Issue	
12 CSR 10-26.010	Director of Revenue		27 MoReg 1786		
12 CSR 10-26.020	Director of Revenue		27 MoReg 1786		
12 CSR 10-26.060	Director of Revenue		27 MoReg 1964		
12 CSR 10-26.090	Director of Revenue		27 MoReg 1787		
12 CSR 10-110.600	Director of Revenue		This Issue		
12 CSR 10-110.950	Director of Revenue		This Issue		
12 CSR 10-111.010	Director of Revenue		This Issue		
12 CSR 10-111.060	Director of Revenue		This Issue		
12 CSR 30-3.010	State Tax Commission		27 MoReg 1202R.....	27 MoReg 1891R	
	.....		27 MoReg 1202.....	27 MoReg 1891	
12 CSR 30-4.010	State Tax Commission		27 MoReg 250		
12 CSR 40-50.010	State Tax Commission		27 MoReg 1787		
12 CSR 40-80.080	State Tax Commission		27 MoReg 1787		
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 40-2.140	Division of Family Services.....	27 MoReg 1163	27 MoReg 1203	This Issue	
13 CSR 40-2.375	Division of Family Services.....	27 MoReg 1164	27 MoReg 1204	This Issue	
13 CSR 40-19.020	Division of Family Services.....	27 MoReg 1858	27 MoReg 1872		
13 CSR 40-30.030	Division of Family Services.....	27 MoReg 1164	27 MoReg 1206		
13 CSR 70-3.020	Division of Medical Services		27 MoReg 1472		
13 CSR 70-4.090	Division of Medical Services	27 MoReg 1165	27 MoReg 1206.....	27 MoReg 1891	
13 CSR 70-10.015	Division of Medical Services		27 MoReg 1473		
13 CSR 70-10.150	Division of Medical Services	This Issue	This Issue		27 MoReg 1125
13 CSR 70-15.010	Division of Medical Services	27 MoReg 1089.....	27 MoReg 894.....	27 MoReg 1823	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
13 CSR 70-15.040	Division of Medical Services	.....27 MoReg 1168	.....27 MoReg 1210		
13 CSR 70-15.110	Division of Medical Services	.....27 MoReg 1091	.....27 MoReg 898	.....27 MoReg 1824	
13 CSR 70-15.160	Division of Medical Services	.....27 MoReg 1169	.....27 MoReg 1213		
13 CSR 70-15.170	Division of Medical Services	.....27 MoReg 1170			
13 CSR 70-20.031	Division of Medical Services	.....27 MoReg 1170	.....27 MoReg 1215		
13 CSR 70-20.032	Division of Medical Services	.....27 MoReg 1171	.....27 MoReg 1215		
13 CSR 70-20.034	Division of Medical Services	.....27 MoReg 1172	.....27 MoReg 1216		
13 CSR 70-20.200	Division of Medical Services	.....27 MoReg 963	.....27 MoReg 1110	.....27 MoReg 1891	
13 CSR 70-20.250	Division of Medical Services	.....27 MoReg 963	.....27 MoReg 1111	.....27 MoReg 1892	
13 CSR 70-20.320	Division of Medical Services	.....27 MoReg 1173	.....27 MoReg 1320		
13 CSR 70-26.010	Division of Medical Services	.....27 MoReg	.....27 MoReg 1477		
13 CSR 70-35.010	Division of Medical Services	.....27 MoReg 1174	.....27 MoReg 1324		
13 CSR 70-40.010	Division of Medical Services	.....27 MoReg 1176	.....27 MoReg 1326		
ELECTED OFFICIALS					
15 CSR 30-3.010	Secretary of State	.....27 MoReg 1933	.....This Issue		
15 CSR 30-8.010	Secretary of State	.....27 MoReg 1934T			
	.....27 MoReg 1934	.....This Issue			
15 CSR 30-8.020	Secretary of State	.....27 MoReg 1935	.....This Issue		
15 CSR 30-9.040	Secretary of State	.....27 MoReg 1936	.....This Issue		
15 CSR 30-51.160	Secretary of State	.....27 MoReg 1788			
15 CSR 30-52.010	Secretary of State	.....27 MoReg 1788R			
	.....27 MoReg 1788				
15 CSR 30-52.015	Secretary of State	.....27 MoReg 1789			
15 CSR 30-52.020	Secretary of State	.....27 MoReg 1789R			
	.....27 MoReg 1790				
15 CSR 30-52.025	Secretary of State	.....27 MoReg 1790			
15 CSR 30-52.030	Secretary of State	.....27 MoReg 1791R			
	.....27 MoReg 1791				
15 CSR 30-52.040	Secretary of State	.....27 MoReg 1792R			
15 CSR 30-52.050	Secretary of State	.....27 MoReg 1792R			
15 CSR 30-52.060	Secretary of State	.....27 MoReg 1792			
15 CSR 30-52.070	Secretary of State	.....27 MoReg 1792R			
15 CSR 30-52.080	Secretary of State	.....27 MoReg 1793R			
15 CSR 30-52.100	Secretary of State	.....27 MoReg 1793R			
	.....27 MoReg 1793				
15 CSR 30-52.110	Secretary of State	.....27 MoReg 1794R			
15 CSR 30-52.120	Secretary of State	.....27 MoReg 1794R			
	.....27 MoReg 1794				
15 CSR 30-52.130	Secretary of State	.....27 MoReg 1795R			
15 CSR 30-52.140	Secretary of State	.....27 MoReg 1795R			
15 CSR 30-52.150	Secretary of State	.....27 MoReg 1795R			
15 CSR 30-52.160	Secretary of State	.....27 MoReg 1796R			
15 CSR 30-52.180	Secretary of State	.....27 MoReg 1796R			
15 CSR 30-52.190	Secretary of State	.....27 MoReg 1796R			
15 CSR 30-52.200	Secretary of State	.....27 MoReg 1797R			
	.....27 MoReg 1797				
15 CSR 30-52.210	Secretary of State	.....27 MoReg 1797R			
15 CSR 30-52.230	Secretary of State	.....27 MoReg 1797R			
15 CSR 30-52.250	Secretary of State	.....27 MoReg 1798R			
15 CSR 30-52.260	Secretary of State	.....27 MoReg 1798R			
	.....27 MoReg 1798				
15 CSR 30-52.271	Secretary of State	.....27 MoReg 1799R			
15 CSR 30-52.272	Secretary of State	.....27 MoReg 1799R			
15 CSR 30-52.273	Secretary of State	.....27 MoReg 1799R			
15 CSR 30-52.275	Secretary of State	.....27 MoReg 1800R			
	.....27 MoReg 1800R				
15 CSR 30-52.280	Secretary of State	.....27 MoReg 1800R			
	.....27 MoReg 1801				
15 CSR 30-52.290	Secretary of State	.....27 MoReg 1801R			
15 CSR 30-52.300	Secretary of State	.....27 MoReg 1801R			
	.....27 MoReg 1801				
15 CSR 30-52.310	Secretary of State	.....27 MoReg 1802R			
	.....27 MoReg 1802				
15 CSR 30-52.320	Secretary of State	.....27 MoReg 1803R			
	.....27 MoReg 1803				
15 CSR 30-52.330	Secretary of State	.....27 MoReg 1803R			
	.....27 MoReg 1804				
15 CSR 30-52.340	Secretary of State	.....27 MoReg 1804			
15 CSR 30-52.350	Secretary of State	.....27 MoReg 1804R			
15 CSR 30-90.010	Secretary of State	.....27 MoReg 1965			
15 CSR 30-90.020	Secretary of State	.....27 MoReg 1965			
15 CSR 30-90.030	Secretary of State	.....27 MoReg 1966			
15 CSR 30-90.040	Secretary of State	.....27 MoReg 1966			
15 CSR 30-90.050	Secretary of State	.....27 MoReg 1966			
15 CSR 30-90.060	Secretary of State	.....27 MoReg 1967			
15 CSR 30-90.070	Secretary of State	.....27 MoReg 1967			
15 CSR 30-90.075	Secretary of State	.....27 MoReg 1967			
15 CSR 30-90.076	Secretary of State	.....27 MoReg 1968			
15 CSR 30-90.080	Secretary of State	.....27 MoReg 1968			
15 CSR 30-90.090	Secretary of State	.....27 MoReg 1968			
15 CSR 30-90.100	Secretary of State	.....27 MoReg 1969			

Rule Number	Agency	Emergency	Proposed	Order	In Addition
15 CSR 30-90.105	Secretary of State		27 MoReg 1969		
15 CSR 30-90.110	Secretary of State		27 MoReg 1970		
15 CSR 30-90.120	Secretary of State		27 MoReg 1970		
15 CSR 30-90.130	Secretary of State		27 MoReg 1971		
15 CSR 30-90.140	Secretary of State		27 MoReg 1971		
15 CSR 30-90.150	Secretary of State		27 MoReg 1971		
15 CSR 30-90.160	Secretary of State		27 MoReg 1972		
15 CSR 30-90.170	Secretary of State		27 MoReg 1972		
15 CSR 30-90.180	Secretary of State		27 MoReg 1972		
15 CSR 30-90.190	Secretary of State		27 MoReg 1973		
15 CSR 30-90.200	Secretary of State		27 MoReg 1973		
15 CSR 30-90.201	Secretary of State		27 MoReg 1973		
15 CSR 30-90.202	Secretary of State		27 MoReg 1973		
15 CSR 30-90.203	Secretary of State		27 MoReg 1974		
15 CSR 30-90.204	Secretary of State		27 MoReg 1974		
15 CSR 30-90.210	Secretary of State		27 MoReg 1974		
15 CSR 30-90.220	Secretary of State		27 MoReg 1975		
15 CSR 30-90.230	Secretary of State		27 MoReg 1975		
15 CSR 30-90.240	Secretary of State		27 MoReg 1976		
RETIREMENT SYSTEMS					
16 CSR 10-5.080	The Public School Retirement System of Missouri		27 MoReg 1280		
16 CSR 10-6.065	The Public School Retirement System of Missouri		27 MoReg 1281		
16 CSR 50-10.010	The County Employees' Retirement Fund		27 MoReg 900.....	27 MoReg 1824	
16 CSR 50-10.030	The County Employees' Retirement Fund		27 MoReg 900.....	27 MoReg 1824	
16 CSR 50-10.040	The County Employees' Retirement Fund		27 MoReg 901.....	27 MoReg 1824	
16 CSR 50-10.050	The County Employees' Retirement Fund		27 MoReg 902.....	27 MoReg 1824	
16 CSR 50-10.070	The County Employees' Retirement Fund		27 MoReg 903.....	27 MoReg 1824	
16 CSR 50-20.030	The County Employees' Retirement Fund		27 MoReg 903.....	27 MoReg 1825	
16 CSR 50-20.050	The County Employees' Retirement Fund		27 MoReg 903.....	27 MoReg 1825	
16 CSR 50-20.070	The County Employees' Retirement Fund		27 MoReg 904.....	27 MoReg 1825	
16 CSR 50-20.080	The County Employees' Retirement Fund		27 MoReg 905.....	27 MoReg 1825	
DEPARTMENT OF HEALTH AND SENIOR SERVICES					
19 CSR 10-5.010	Office of the Director		27 MoReg 1976		
19 CSR 10-10.050	Office of the Director		27 MoReg 1988		
19 CSR 20-20.040	Division of Environmental Health and Communicable Disease Prevention.....	27 MoReg 1178	27 MoReg 1216	27 MoReg 1893	
19 CSR 20-26.050	Division of Environmental Health and Communicable Disease Prevention.....	27 MoReg 964	27 MoReg 1032	27 MoReg 1893	
19 CSR 20-26.060	Division of Environmental Health and Communicable Disease Prevention.....	27 MoReg 964	27 MoReg 1032	27 MoReg 1893	
19 CSR 20-28.010	Division of Environmental Health and Communicable Disease Prevention		27 MoReg 1874		
19 CSR 60-50	Missouri Health Facilities Review			27 MoReg 1288	
	.....			27 MoReg 1512	
	.....			27 MoReg 1826	
	.....			27 MoReg 2020	
DEPARTMENT OF INSURANCE					
20 CSR	Medical Malpractice			25 MoReg 597	
	.....			26 MoReg 599	
	.....			27 MoReg 415	
	Sovereign Immunity Limits			25 MoReg 724	
	.....			26 MoReg 75	
	.....			27 MoReg 41	
20 CSR 100-1.010	Division of Consumer Affairs		27 MoReg 1327		
20 CSR 100-1.020	Division of Consumer Affairs		27 MoReg 1328		
20 CSR 100-1.200	Division of Consumer Affairs		27 MoReg 1328		
20 CSR 100-6.110	Division of Consumer Affairs		27 MoReg 1988		
20 CSR 200-1.010	Financial Examination		27 MoReg 1329		
20 CSR 200-2.700	Financial Examination		27 MoReg 1329		
20 CSR 200-3.300	Financial Examination		27 MoReg 1330		
20 CSR 200-6.100	Financial Examination		27 MoReg 1330		
20 CSR 200-6.300	Financial Examination		27 MoReg 1333		
20 CSR 200-6.500	Financial Examination		27 MoReg 1333		
20 CSR 200-8.100	Financial Examination		27 MoReg 1334		
20 CSR 200-10.200	Financial Examination		27 MoReg 1341		
20 CSR 300-2.200	Market Conduct Examinations.....		27 MoReg 1341		
20 CSR 400-1.010	Life, Annuities and Health		27 MoReg 1343		
20 CSR 400-1.020	Life, Annuities and Health		27 MoReg 1344		
20 CSR 400-1.030	Life, Annuities and Health		27 MoReg 1345		
20 CSR 400-1.150	Life, Annuities and Health		27 MoReg 1347		
20 CSR 400-2.010	Life, Annuities and Health		27 MoReg 1352		
20 CSR 400-2.060	Life, Annuities and Health		27 MoReg 1352		
20 CSR 400-2.090	Life, Annuities and Health		27 MoReg 1352		
20 CSR 400-2.130	Life, Annuities and Health		27 MoReg 1353		
20 CSR 400-3.650	Life, Annuities and Health		27 MoReg 1362		
20 CSR 400-4.100	Life, Annuities and Health		27 MoReg 1369		
20 CSR 400-5.100	Life, Annuities and Health		27 MoReg 1371		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 400-5.200	Life, Annuities and Health		27 MoReg 1371		
20 CSR 400-5.300	Life, Annuities and Health		27 MoReg 1372		
20 CSR 400-5.400	Life, Annuities and Health		27 MoReg 1372		
20 CSR 400-5.500	Life, Annuities and Health		27 MoReg 1376		
20 CSR 400-5.600	Life, Annuities and Health		27 MoReg 1376		
20 CSR 400-5.700	Life, Annuities and Health		27 MoReg 1380		
20 CSR 400-7.030	Life, Annuities and Health		27 MoReg 1380		
20 CSR 400-7.050	Life, Annuities and Health		27 MoReg 1381		
20 CSR 400-7.095	Life, Annuities and Health		27 MoReg 1989R		
	.....		27 MoReg 1989		
20 CSR 500-1.100	Property and Casualty		27 MoReg 1381		
20 CSR 500-1.300	Property and Casualty		27 MoReg 1382		
20 CSR 500-1.700	Property and Casualty		27 MoReg 1383		
20 CSR 500-2.300	Property and Casualty		27 MoReg 1383		
20 CSR 500-2.400	Property and Casualty		27 MoReg 1384		
20 CSR 500-4.100	Property and Casualty		27 MoReg 1385		
20 CSR 500-4.300	Property and Casualty		27 MoReg 1385		
20 CSR 500-4.400	Property and Casualty		27 MoReg 1388		
20 CSR 500-6.100	Property and Casualty		27 MoReg 1388		
20 CSR 500-6.700	Property and Casualty	27 MoReg 1758	27 MoReg 1032	27 MoReg 1893	
20 CSR 500-6.960	Property and Casualty	27 MoReg 848R	27 MoReg 905R		
	.....	27 MoReg 849	27 MoReg 906		
20 CSR 600-1.020	Statistical Reporting		27 MoReg 1996		
20 CSR 600-2.100	Statistical Reporting		27 MoReg 1389		
20 CSR 600-2.110	Statistical Reporting		27 MoReg 1389		
20 CSR 600-2.200	Statistical Reporting		27 MoReg 1390		
20 CSR 700-1.010	Licensing		27 MoReg 1390		
20 CSR 700-1.020	Licensing		27 MoReg 1391		
20 CSR 700-1.025	Licensing		27 MoReg 1393		
20 CSR 700-1.030	Licensing		27 MoReg 1393		
20 CSR 700-1.040	Licensing		27 MoReg 1394		
20 CSR 700-1.050	Licensing		27 MoReg 1394		
20 CSR 700-1.060	Licensing		27 MoReg 1394		
20 CSR 700-1.090	Licensing		27 MoReg 1395		
20 CSR 700-1.100	Licensing		27 MoReg 1395		
20 CSR 700-1.110	Licensing		27 MoReg 1398		
20 CSR 700-1.120	Licensing		27 MoReg 1399		
20 CSR 700-1.130	Licensing		27 MoReg 1399		
20 CSR 700-1.135	Licensing		27 MoReg 1400		
20 CSR 700-1.140	Licensing		27 MoReg 1400		
20 CSR 700-1.150	Licensing		27 MoReg 1404		
20 CSR 700-3.100	Licensing		27 MoReg 1404		
20 CSR 700-7.100	Licensing		27 MoReg 1405		

Emergency Rules in Effect as of November 15, 2002

Expires

Office of Administration

Commissioner of Administration

- 1 CSR 10-11.010 State of Missouri Travel RegulationsFebruary 27, 2003
Personnel Advisory Board and Division of Personnel
1 CSR 20-5.020 Leaves of AbsenceNovember 27, 2002

Department of Agriculture

Plant Industries

- 2 CSR 30-2.012 Requirements for Captive Elk Entering Missouri During September 1 through
September 30, 2002February 1, 2003
2 CSR 70-13.045 Registration of ApiariesJanuary 30, 2003
2 CSR 70-13.050 Cotton/Bee Protection AreaJanuary 30, 2003

Weights and Measures

- 2 CSR 90-10.040 NFPA Manual No. 58 Storage and Handling of Liquefied Petroleum GasesDecember 30, 2002
2 CSR 90-20.040 *NIST Handbook 130*, "Uniform Regulations for the Method of Sale of Commodities"March 9, 2003
2 CSR 90-30.040 Quality Standards for Motor FuelsMarch 9, 2003

Office of the Director

- 2 CSR 110-1.010 Description of General Organization; Definitions; Requirements of Eligibility, Licensing,
Bonding, and Application for Grants; Procedures for Grant Disbursements; Record Keeping
Requirements, and Verification Procedures for the Missouri Qualified Fuel Ethanol Producer
Incentive ProgramFebruary 23, 2003

Department of Conservation

Conservation Commission

- 3 CSR 10-9.353 Privileges for Class I and Class II Wildlife BreedersFebruary 10, 2003
3 CSR 10-9.565 Licensed Hunting Preserve: PrivilegesFebruary 10, 2003

Department of Labor and Industrial Relations

Division of Employment Security

- 8 CSR 10-4.180 Coverage of Indian TribesDecember 27, 2002

Department of Public Safety

Adjutant General

- 11 CSR 10-5.010 Missouri World War II Veterans' Recognition ProgramFebruary 27, 2003

Department of Social Services

Division of Family Services

- 13 CSR 40-2.140 Limitations on Amount of Cash PaymentsDecember 27, 2002
13 CSR 40-2.375 Medical Assistance for FamiliesDecember 27, 2002
13 CSR 40-19.020 Low Income Home Energy Assistance ProgramMarch 31, 2003
13 CSR 40-30.030 Attorney Fees and Guardian *Ad Litem* Fees in Subsidized Adoption
and Guardianship CasesDecember 20, 2002

Division of Medical Services

- 13 CSR 70-4.090 Uninsured Parents' Health Insurance ProgramDecember 27, 2002
13 CSR 70-10.150 Enhancement PoolsMay 6, 2003
13 CSR 70-15.010 Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services
Reimbursement MethodologyDecember 2, 2002
13 CSR 70-15.040 Inpatient Hospital and Outpatient Hospital SettlementsFebruary 27, 2003
13 CSR 70-15.110 Federal Reimbursement Allowance (FRA)December 2, 2002
13 CSR 70-15.160 Prospective Outpatient Hospital Services Reimbursement MethodologyFebruary 27, 2003
13 CSR 70-15.170 Enhanced Disproportionate Share Payment to Trauma Hospitals for the Cost
of Care to the Uninsured Provided by Physicians Not Employed by the HospitalFebruary 27, 2003
13 CSR 70-20.031 List of Excludable Drugs for Which Prior Authorization is RequiredDecember 27, 2002
13 CSR 70-20.032 List of Drugs Excluded From Coverage Under the Missouri Medicaid
Pharmacy ProgramDecember 27, 2002
13 CSR 70 20.034 List of Non-Excludable Drugs for Which Prior Authorization is RequiredDecember 27, 2002
13 CSR 70-20.200 Drug Prior Authorization ProcessNovember 27, 2002
13 CSR 70-20.250 Prior Authorization of New Drug Entities or New Drug Dosage FormNovember 27, 2002
13 CSR 70-20.320 Pharmacy Reimbursement AllowanceFebruary 27, 2003
13 CSR 70-35.010 Dental Benefits and Limitations, Medicaid ProgramFebruary 27, 2003
13 CSR 70-40.010 Optical Care Benefits and Limitations—Medicaid ProgramFebruary 27, 2003

Elected Officials**Secretary of State**

15 CSR 30-3.010	Voter Identification Affidavit	April 18, 2003
15 CSR 30-8.010	Provisional Ballots and Envelopes	April 18, 2003
15 CSR 30-8.020	Procedures to Determine Eligibility for Provisional Ballots to Be Counted	April 28, 2003
15 CSR 30-9.040	Write-In Stickers	April 18, 2003

Department of Health and Senior Services**Division of Environmental Health and Communicable Disease Prevention**

19 CSR 20-20.040	Measures for the Control of Communicable, Environmental and Occupational Diseases	December 28, 2002
19 CSR 20-26.050	Preventing Transmission of Human Immunodeficiency Virus (HIV) and Hepatitis B Virus (HBV) from Health Care Workers to Patients	December 28, 2002
19 CSR 20-26.060	Voluntary Evaluation for the Human Immunodeficiency Virus (HIV) and Hepatitis B Virus (HBV)—Infected Health Care Professionals Who Perform Invasive Procedures	December 28, 2002

Department of Insurance**Property and Casualty**

20 CSR 500-6.700	Workers' Compensation Managed Care Organizations	December 31, 2002
20 CSR 500-6.960	Plan of Operation for the Workers' Compensation Residual Market	February 6, 2003
20 CSR 500-6.960	Plan of Operation for the Workers' Compensation Residual Market	February 18, 2003

The rule number and the MoReg publication date follow each entry to this index.

ADJUTANT GENERAL

WWII recognition awards; 11 CSR 10-5.010; 8/1/02

ADMINISTRATIVE HEARING COMMISSION

answers, other responsive pleadings; 1 CSR 15-2.380,

1 CSR 15-3.380; 7/1/02, 10/15/02

bench rulings; 1 CSR 15-2.530; 7/1/02, 10/15/02

closing of case records, hearings; 1 CSR 15-2.410, 1 CSR 15-3.410; 7/1/02, 10/15/02

complaints; 1 CSR 15-2.350, 1 CSR 15-3.350; 7/1/02, 10/15/02

computation of time; 1 CSR 15-2.230; 7/1/02, 10/15/02

definitions; 1 CSR 15-2.210, 1 CSR 15-3.210; 7/1/02, 10/15/02

determination of cases without hearing; 1 CSR 15-2.450,

1 CSR 15-3.450; 7/1/02, 10/15/02

discovery; 1 CSR 15-2.420, 1 CSR 15-3.420; 7/1/02, 10/15/02

dismissal; 1 CSR 15-2.430, 1 CSR 15-3.430; 7/1/02, 10/15/02

disposing of a case without a hearing; 1 CSR 15-3.440; 7/1/02, 10/15/02

fees, expenses; 1 CSR 15-2.560; 7/1/02, 10/15/02

filing of documents; 1 CSR 15-2.290; 7/1/02, 10/15/02

hearings

complaints; 1 CSR 15-2.490, 1 CSR 15-3.490; 7/1/02, 10/15/02

motions; 1 CSR 15-2.480; 7/1/02, 10/15/02

intervention; 1 CSR 15-2.390, 1 CSR 15-3.390; 7/1/02, 10/15/02

practice by attorney; 1 CSR 15-2.250, 1 CSR 15-3.250; 7/1/02, 10/15/02

prehearing conference; 1 CSR 15-2.470; 7/1/02, 10/15/02

with mediation; 1 CSR 15-3.470; 7/1/02, 10/15/02

records, certification; 1 CSR 15-2.580, 1 CSR 15-3.580; 7/1/02, 10/15/02

sanctions; 1 CSR 15-3.425; 7/1/02, 10/15/02

service of filings; 1 CSR 15-2.270; 7/1/02, 10/15/02

stays or suspension; 1 CSR 15-2.320, 1 CSR 15-3.320; 7/1/02, 10/15/02

subject matter; 1 CSR 15-2.200, 1 CSR 15-3.200; 7/1/02, 10/15/02

transcripts; 1 CSR 15-2.510; 7/1/02, 10/15/02

AIR QUALITY, POLLUTION

compliance monitoring usage; 10 CSR 10-6.280; 8/15/01, 2/1/02

construction permits; 10 CSR 10-6.060; 9/16/02

emissions

banking, trading; 10 CSR 10-6.410; 9/16/02

data, fees, process information; 10 CSR 10-6.110; 2/15/02, 7/15/02

episodes of high air pollution potential; 10 CSR 10-6.130; 4/15/02; 10/1/02

fuel burning equipment; 10 CSR 10-3.060, 10 CSR 10-4.040; 5/1/02, 10/15/02

hazardous air pollutants; 10 CSR 10-6.080; 3/1/02, 8/15/02

internal combustion engines; 10 CSR 10-2.080, 10 CSR 10-5.180; 4/1/02, 10/1/02

lead smelter -refinery installations; 10 CSR 10-6.120; 9/16/02

motor vehicle inspection; 10 CSR 10-5.380; 6/17/02, 11/1/02

perchloroethylene dry cleaning; 10 CSR 10-2.280, 10 CSR 10-5.320; 7/1/02

restrictions, visible air contaminants; 10 CSR 10-6.220; 4/1/02, 10/1/02

gasoline Reid vapor pressure; 10 CSR 10-5.443; 5/15/02

maximum achievable control technology; 10 CSR 10-6.075; 3/1/02, 8/15/02

new source performance operations; 10 CSR 10-6.070; 3/1/02, 8/15/02

odors, control of; 10 CSR 10-5.170; 9/3/02

operating permits; 10 CSR 10-6.065; 9/3/02

petroleum storage, loading, transfer; 10 CSR 10-2.260; 5/1/02, 10/15/02

sales tax exemption; 10 CSR 10-6.320; 7/1/02

ANIMAL HEALTH

admission; 2 CSR 30-2.010; 12/3/01, 5/1/02, 6/17/02, 8/15/02, 11/15/02

duties, facilities of the market/sale veterinarian; 2 CSR 30-6.020; 5/1/02, 6/17/02, 8/15/02, 11/15/02

elk, captive, entering Missouri; 2 CSR 30-2.012; 9/3/02

exhibition; 2 CSR 30-2.040; 12/3/01, 5/1/02, 6/17/02, 8/15/02, 11/15/02

movement of livestock; 2 CSR 30-2.020; 6/17/02, 11/15/02

prohibiting movement of elk, deer; 2 CSR 30-2.011; 6/3/02

ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS, LANDSCAPE ARCHITECTS

engineers

continuing professional competency; 4 CSR 30-11.015; 12/3/01, 5/1/02

reexaminations; 4 CSR 30-5.105; 12/3/01, 5/1/02

fees; 4 CSR 30-6.015; 8/1/02, 11/15/02

reexamination; 4 CSR 30-6.020; 8/1/02, 11/15/02

land surveyors

admission to examination; 4 CSR 30-5.110; 12/3/01, 5/1/02

ATHLETIC TRAINERS, REGISTRATION OF

advisory commission; 4 CSR 150-6.080; 9/16/02

fees; 4 CSR 150-6.050; 6/3/02, 10/1/02

BINGO

price reporting; 11 CSR 45-30.570; 7/1/02, 11/1/02

promotions; 11 CSR 45-30.025; 8/1/02

pull-tab cards; 11 CSR 45-30.355; 3/1/02, 7/1/02

BOILER AND PRESSURE VESSEL SAFETY

administration; 11 CSR 40-2.020; 11/1/02

certificates, inspections, fees; 11 CSR 40-2.022; 11/1/02

code/standards adopted by board; 11 CSR 40-2.015; 11/1/02

definitions; 11 CSR 40-2.010; 11/1/02

existing

heating boilers; 11 CSR 40-2.040; 11/1/02

installation, power boilers; 11 CSR 40-2.030; 11/1/02

pressure vessels; 11 CSR 40-2.050; 11/1/02

heating boilers; 11 CSR 40-2.040; 11/1/02

inspector qualifications/exams/responsibilities; 11 CSR 40-2.021; 11/1/02

installations, new; 11 CSR 40-2.061; 11/1/02

power boilers; 11 CSR 40-2.030; 11/1/02

pressure vessels; 11 CSR 40-2.050; 11/1/02

repairs; alterations; 11 CSR 40-2.065; 11/1/02

requirements, general; 11 CSR 40-2.060; 11/1/02

second-hand, reinstalled used boilers, water heaters, pressure vessels; 11 CSR 40-2.062; 11/1/02

state special, variances; 11 CSR 40-2.064; 11/1/02

BOLL WEEVIL ERADICATION

apiaries, registration; 2 CSR 70-13.045; 5/15/02, 10/15/02

cotton/bee protection area; 2 CSR 70-13.050; 5/15/02, 10/15/02

CERTIFICATE OF NEED PROGRAM

administration; 19 CSR 60-50.900; 1/16/02, 5/1/02
 application
 package; 19 CSR 60-50.430; 1/16/02, 5/1/02
 process; 19 CSR 60-50.420; 1/16/02, 5/1/02
 criteria and standards
 alternatives; 19 CSR 60-50.480; 1/16/02, 5/1/02
 equipment; 19 CSR 60-50.440; 1/16/02, 5/1/02
 financial feasibility; 19 CSR 60-50.470; 1/16/02, 5/1/02
 hospital, freestanding health services; 19 CSR 60-50.440;
 1/16/02, 5/1/02
 long-term care; 19 CSR 60-50.450; 1/16/02, 5/1/02
 other health services, emerging technology; 19 CSR 60-
 50.460; 1/16/02, 5/1/02
 decisions; 19 CSR 60-50.600; 1/16/02, 5/1/02
 post-decision activity; 19 CSR 60-50.700; 1/16/02, 5/1/02
 definitions; 19 CSR 60-50.300; 1/16/02, 5/1/02
 health service guidelines; 19 CSR 60-50.310; 1/16/02, 5/1/02
 information, additional; 19 CSR 60-50.500; 1/16/02, 5/1/02
 letter of intent
 package; 19 CSR 60-50.410; 1/16/02, 5/1/02
 process; 19 CSR 60-50.400; 1/16/02, 5/1/02
 meeting procedures; 19 CSR 60-50.800; 1/16/02, 5/1/02
 purpose and structure; 19 CSR 60-50.200; 1/16/02, 5/1/02
 review process; 19 CSR 60-50.420; 1/16/02, 5/1/02

CIVIL RIGHTS COMPLIANCE

requirements; 19 CSR 10-2.010; 5/15/02, 9/3/02

CLEAN WATER COMMISSION

groundwater remediation; 10 CSR 20-7.040; 2/1/02, 8/1/02

CONSERVATION COMMISSION

area closings; 3 CSR 10-11.115; 6/17/02, 9/3/02
 black bass; 3 CSR 10-6.505; 9/3/02, 11/15/02
 boats and motors; 3 CSR 10-11.160, 3 CSR 10-12.110; 6/17/02,
 9/3/02
 bullfrogs and green frogs; 3 CSR 10-11.165; 6/17/02, 9/3/02
 camping; 3 CSR 10-11.140; 6/17/02, 9/3/02
 commercial establishments; 3 CSR 10-10.743; 6/17/02, 9/3/02
 decoys and blinds; 3 CSR 10-11.155; 6/17/02, 9/3/02
 deer; 3 CSR 10-7.435; 8/15/02, 11/1/02
 hunting; 3 CSR 10-11.182; 7/15/02, 9/3/02, 10/1/02,
 11/15/02
 managed hunts; 3 CSR 10-11.183; 6/17/02, 9/3/02
 definitions; 3 CSR 10-20.805; 6/17/02, 9/3/02, 11/1/02
 dog training area; 3 CSR 10-9.628; 10/1/02
 endangered species; 3 CSR 10-4.111; 10/1/02
 falconry; 3 CSR 10-9.442; 10/1/02
 field trials; 3 CSR 10-11.125; 6/17/02, 9/3/02
 fishing
 daily and possession limits; 3 CSR 10-12.140; 6/17/02,
 9/3/02, 11/15/02
 hours and methods; 3 CSR 10-11.205; 6/17/02, 9/3/02
 length limits; 3 CSR 10-12.145; 6/17/02, 9/3/02, 11/15/02
 3 CSR 10-11.215; 6/17/02, 9/3/02
 limits; 3 CSR 10-11.210; 6/17/02, 9/3/02
 methods; 3 CSR 10-6.410; 6/17/02, 9/3/02;
 3 CSR 10-12.135; 6/17/02, 9/3/02, 11/15/02
 furbearers; 3 CSR 10-8.515; 6/17/02, 9/3/02
 hound running area; 3 CSR 10-9.575; 6/17/02, 9/3/02
 hunting and trapping; 3 CSR 10-12.125; 6/17/02, 9/3/02
 hunting methods; 3 CSR 10-7.410; 6/17/02, 9/3/02
 hunting preserve
 privileges; 3 CSR 10-9.565; 4/1/02, 9/3/02
 records required; 3 CSR 10-9.566; 10/1/02
 hunting seasons; 3 CSR 10-11.180; 9/3/02, 11/15/02
 live bait; 3 CSR 10-6.605; 6/17/02, 9/3/02
 migratory game birds; 3 CSR 10-7.440; 8/15/02, 10/1/02

other fish; 3 CSR 10-6.550; 6/17/02, 9/3/02
 owner may protect property; 3 CSR 10-4.130; 6/17/02, 9/3/02
 paddlefish; 3 CSR 10-6.525; 8/15/02, 11/1/02
 permits and privileges; 3 CSR 10-5.215; 6/17/02, 9/3/02
 confined wildlife; 3 CSR 10-9.630; 6/17/02, 9/3/02
 deer hunting; 3 CSR 10-5.350; 6/17/02, 9/3/02
 first bonus; 3 CSR 10-5.352; 6/17/02, 9/3/02
 second bonus; 3 CSR 10-5.353; 6/17/02, 9/3/02
 dog training area; 3 CSR 10-9.627; 10/1/02
 exemptions; 3 CSR 10-5.205; 6/17/02, 9/3/02
 field trials; 3 CSR 10-9.625; 6/17/02, 9/3/02
 fishing, daily; 3 CSR 10-5.440; 7/15/02, 11/1/02
 hound running area operators; 3 CSR 10-9.570; 6/17/02,
 9/3/02
 hunting preserve; 3 CSR 10-5.460, 3 CSR 10-9.560;
 6/17/02, 9/3/02
 3-day license; 3 CSR 10-5.465; 6/17/02, 9/3/02
 issuing agents; 3 CSR 10-5.225; 6/17/02, 9/3/02
 nonresident firearms deer; 3 CSR 10-5.550; 6/17/02, 9/3/02
 any-deer hunting; 3 CSR 10-5.551; 6/17/02, 9/3/02
 first bonus; 3 CSR 10-5.552; 6/17/02, 9/3/02
 landowner; 3 CSR 10-5.575; 6/17/02, 9/3/02
 any-deer; 3 CSR 10-5.576; 6/17/02, 9/3/02
 first bonus; 3 CSR 10-5.577; 6/17/02, 9/3/02
 second bonus; 3 CSR 10-5.578; 6/17/02, 9/3/02
 managed deer hunt; 3 CSR 10-5.559; 6/17/02, 9/3/02
 second bonus; 3 CSR 10-5.553; 6/17/02, 9/3/02
 resident
 any-deer hunting; 3 CSR 10-5.351; 7/15/02, 11/1/02
 archer's deer hunting; 3 CSR 10-5.360; 7/15/02, 11/1/02
 fishing; 3 CSR 10-5.340; 7/15/02, 11/1/02
 managed deer hunting; 3 CSR 10-5.359; 7/15/02,
 11/1/02
 small game hunting; 3 CSR 10-5.345; 7/15/02, 11/1/02
 daily; 3 CSR 10-5.445; 7/15/02, 11/1/02
 turkey hunting; 3 CSR 10-5.365; 7/15/02, 11/1/02
 turkey archers; 3 CSR 10-5.560; 10/1/01, 2/1/02
 antlerless-only; 3 CSR 10-5.425; 6/17/02, 9/3/02
 nonresident; 3 CSR 10-5.565; 10/1/01, 2/1/02, 6/17/02
 trout fishing area; 3 CSR 10-9.645; 6/17/02, 9/3/02
 wildlife; 3 CSR 10-9.106; 6/17/02, 9/3/02
 collectors; 3 CSR 10-9.425; 6/17/02, 9/3/02
 youth deer and turkey hunting; 3 CSR 10-5.420; 7/15/02,
 11/1/02
 prohibitions, general; 3 CSR 10-9.110; 6/17/02, 9/3/02
 provisions; 3 CSR 10-6.405; 11/1/01, 2/1/02, 6/17/02, 9/3/02
 general; 3 CSR 10-11.110; 6/17/02, 9/3/02
 restricted zones; 3 CSR 10-6.415; 6/17/02, 9/3/02
 right to possess wildlife; 3 CSR 10-4.141; 6/17/02, 9/3/02
 seasons, hunting; 3 CSR 10-11.180; 6/17/02, 9/3/02
 target shooting, shooting ranges; 3 CSR 10-11.150; 7/15/02,
 10/1/02
 traps, use of; 3 CSR 10-8.510; 6/17/02, 9/3/02
 tree stands; 3 CSR 10-11.145; 6/17/02, 9/3/02
 turkey season; 3 CSR 10-7.455; 2/1/02, 6/17/02, 9/3/02
 walleye and sauger; 3 CSR 10-6.540; 6/17/02, 9/3/02
 waterfowl hunting; 3 CSR 10-11.186; 6/17/02, 9/3/02
 wildlife
 breeders; 3 CSR 10-9.353; 9/3/02
 records required; 3 CSR 10-9.359; 6/17/02, 9/3/02
 Class II; 3 CSR 10-9.351; 6/17/02, 9/3/02
 confinement standards; 3 CSR 10-9.220; 6/17/02, 9/3/02
 privileges; 3 CSR 10-9.353; 6/17/02, 9/3/02

COSMETOLOGY, STATE BOARD OF

change of mailing address; 4 CSR 90-13.070; 1/2/02, 5/1/02
 esthetic schools; 4 CSR 90-2.030; 1/2/02, 5/1/02
 hours; 4 CSR 90-8.010; 1/2/02, 5/1/02
 instructor license; 4 CSR 90-12.080; 1/2/02, 5/1/02

manicuring schools; 4 CSR 90-2.020; 1/2/02, 5/1/02
practice outside, away from beauty shop; 4 CSR 90-4.020;
1/2/02, 5/1/02
schools; 4 CSR 90-2.010; 1/2/02, 5/1/02

CREDIT UNIONS

examinations, frequency; 4 CSR 100-2.005; 10/1/02

DENTAL BOARD, MISSOURI

addressing the public; 4 CSR 110-2.110; 8/1/02, 11/15/02
continuing dental education; 4 CSR 110-2.240; 1/16/02, 5/1/02,
8/1/02, 11/15/02
equipment; 4 CSR 110-2.132; 4/1/02, 7/15/02
fees; 4 CSR 110-2.170; 1/16/02, 5/1/02
public health setting; 4 CSR 110-2.131; 4/1/02, 7/15/02

DISEASES

measures for control of; 19 CSR 20-20.040; 7/15/02, 10/15/02
metabolic, genetic testing; 19 CSR 25-36.010; 5/15/02, 9/3/02
sexually transmitted diseases
preventing transmission of HIV, HBV; 19 CSR 20-
26.050; 6/17/02, 10/15/02
voluntary evaluation for health care professionals; 19 CSR
20-26.060; 6/17/02, 10/15/02

DRINKING WATER PROGRAM, PUBLIC

contaminant levels
filter backwash recycling; 10 CSR 60-4.050; 2/15/02,
10/15/02
radionuclide level; 10 CSR 60-4.060; 2/15/02, 10/15/02

DRIVERS LICENSE BUREAU RULES

back of drivers license; 12 CSR 10-24.430; 8/1/02, 11/15/02
deletion of data from records; 12 CSR 10-24.050; 9/3/02
retesting requirements; 12 CSR 10-24.190; 11/1/01, 2/15/02,
5/15/02, 8/15/02
third party tester; 12 CSR 10-24.326; 5/15/02, 8/15/02
trial *de novo* procedures; 12 CSR 10-24.020; 10/1/02

EGGS

licensing, distribution; 2 CSR 90-36.010; 11/15/02
repackaging; 2 CSR 90-36.020; 11/15/02

ELEMENTARY AND SECONDARY EDUCATION

academically deficient schools; 5 CSR 50-340.110; 5/1/02, 10/1/02
adult education, state plan; 5 CSR 60-100.010; 11/1/02
application, certificate to teach; 5 CSR 80-800.200; 9/16/02
administrators; 5 CSR 80-800.220; 9/16/02
adult education; 5 CSR 80-800.280; 9/16/02
assessments required; 5 CSR 80-800.380; 4/1/02, 8/15/02
classifications; 5 CSR 80-800.360; 12/3/01, 5/1/02, 9/16/02
content areas; 5 CSR 80-800.350; 9/16/02
discipline, denial; 5 CSR 80-800.300; 9/16/02
student services; 5 CSR 80-800.230; 9/16/02
temporary authorization; 5 CSR 80-800.260; 9/16/02
vocational-technical; 5 CSR 80-800.270; 9/16/02
assessments for certification; 5 CSR 80-800.380; 10/1/02
audit policy, requirements; 5 CSR 30-4.030; 11/1/02
fees; 5 CSR 80-800.370; 9/16/02
high school equivalence program; 5 CSR 60-100.020; 11/1/02
innovative or alternative programs; 5 CSR 80-805.030; 12/3/01,
5/1/02
library media centers; 5 CSR 50-340.030; 5/1/02, 9/16/02
order of selection for services; 5 CSR 90-4.300; 9/16/02
professional education programs; 5 CSR 80-805.015; 11/1/02
clinical experience requirements; 5 CSR 80-805.040; 11/1/02
scholarship, teacher education; 5 CSR 80-850.010; 5/1/02, 9/16/02
summer school; 5 CSR 50-340.050; 4/1/02, 7/1/02
training providers, eligible; 5 CSR 60-480.100; 11/1/02
veterans education, vocational rehabilitation; 5 CSR 60-900.050;
11/1/02

vocational rehabilitation

home modification, remodeling; 5 CSR 90-5.450; 9/16/02
maintenance, transportation; 5 CSR 90-5.420; 9/16/02
mediation; 5 CSR 90-4.430; 9/16/02
physical, mental restoration; 5 CSR 90-5.430; 9/16/02
state plan; 5 CSR 60-120.010; 9/16/02

ELEVATORS

fees, penalties; 11 CSR 40-5.110; 10/15/02

EMPLOYMENT SECURITY

appeals; 8 CSR 10-5.010; 5/15/02, 9/3/02
decisions; 8 CSR 10-5.050; 5/15/02, 9/3/02
hearings; 8 CSR 10-5.015; 5/15/02, 9/3/02
orders of appeal; 8 CSR 10-5.040; 5/15/02, 9/3/02
telephone hearings; 8 CSR 10-5.030; 5/15/02, 9/3/02

ENERGY ASSISTANCE

low income home energy assistance; 13 CSR 40-19.020; 10/15/02

ETHANOL FUEL

producers; 2 CSR 110-1.010; 9/3/02

FINANCE, DIVISION OF

accounting, other real estate; 4 CSR 140-2.070; 3/15/02, 7/1/02
bank holding companies
licensing; 4 CSR 140-10.030; 3/15/02, 7/1/02
regional interstate; 4 CSR 140-10.010; 3/15/02, 7/1/02
corporations, community development; 4 CSR 140-2.067;
3/15/02, 7/1/02
loan companies, small
licensing; 4 CSR 140-11.010; 3/15/02, 9/3/02
record keeping; 4 CSR 140-11.020; 3/15/02, 9/3/02
organization; 4 CSR 140-1.010; 3/15/02, 7/1/02
sale of checks; 4 CSR 140-12.010; 3/15/02, 7/1/02
section 408.510 companies
licensing; 4 CSR 140-13.010; 3/15/02, 7/1/02
section 500 companies
licensing; 4 CSR 140-11.030; 3/15/02, 9/3/02
record keeping; 4 CSR 140-11.040; 3/15/02, 9/3/02
title loan companies
licensing; 4 CSR 140-29.010; 3/15/02, 7/1/02

GAMING COMMISSION, MISSOURI

application
priority of; 11 CSR 45-4.060; 9/3/02
cards, specifications; 11 CSR 45-5.183; 7/1/02, 11/1/02
definitions; 11 CSR 45-1.090; 1/16/02, 5/1/02
identification badge; 11 CSR 45-4.410; 1/16/02, 5/1/02
liquor control; 11 CSR 45-12.090; 1/16/02, 5/1/02
minimum internal control standards; 11 CSR 45-9.030; 4/1/02,
8/1/02
occupational license; 11 CSR 45-4.260; 3/1/02, 7/1/02;
11 CSR 45-4.420; 1/16/02, 5/1/02
levels; 11 CSR 45-4.400; 1/16/02, 5/1/02
payout percentage
gaming devices; 11 CSR 45-5.070; 4/1/02, 8/1/02
progressive table games; 11 CSR 45-5.075; 4/1/02, 8/1/02
records; 11 CSR 45-3.010; 6/3/02, 10/1/02
reports; 11 CSR 45-8.050; 1/16/02, 5/1/02
slot machines; 11 CSR 45-5.200; 10/1/02
transmittal of record; 11 CSR 45-13.070; 1/16/02, 5/1/02

HAZARDOUS WASTE PROGRAM

definitions; 10 CSR 25-3.260; 1/16/02, 7/1/02
fees and taxes; 10 CSR 25-12.010; 1/16/02, 5/1/02, 7/1/02,
10/15/02
transporters, standards; 10 CSR 25-6.263; 1/16/02, 7/1/02

HEALTH CARE

healthy communities incentive program; 19 CSR 10-4.050; 3/15/02, 7/1/02
PRIMO program; 19 CSR 10-4.010; 3/15/02, 7/15/02
public health setting; 19 CSR 10-4.040; 4/1/02, 7/15/02

HEALTH CARE PLAN, MISSOURI CONSOLIDATED

benefit provision, covered charges; 22 CSR 10-2.055; 1/16/02, 5/1/02
definitions; 22 CSR 10-2.010; 1/16/02, 5/1/02
HMO and POS limitations; 22 CSR 10-2.067; 1/16/02, 5/1/02
review and appeals procedures; 22 CSR 10-2.075; 1/16/02, 5/1/02
summary of medical benefits
 co-pay plan; 22 CSR 10-2.045; 1/16/02, 5/1/02
 HMO/POS premium option; 22 CSR 10-2.063; 1/16/02, 5/1/02
 HMO/POS standard option; 22 CSR 10-2.064; 1/16/02, 5/1/02
 PPO plan; 22 CSR 10-2.040; 1/16/02, 5/1/02
 staff model; 22 CSR 10-2.065; 1/16/02, 5/1/02

HEALTH MAINTENANCE ORGANIZATIONS

monitoring, definitions; 19 CSR 10-5.010; 11/1/02

HEARING INSTRUMENT SPECIALISTS

continuing education; 4 CSR 165-2.050; 8/1/02, 11/15/02

HIGHWAYS

adopt-a-highway program
 agreement; 7 CSR 10-14.040; 2/15/02, 7/15/02
 modification, termination; 7 CSR 10-14.060; 2/15/02, 7/15/02
 application; 7 CSR 10-14.030; 2/15/02, 7/15/02
 definitions; 7 CSR 10-14.020; 2/15/02, 7/15/02
 sign; 7 CSR 10-14.050; 2/15/02, 7/15/02
technician certification program
 appeal process; 7 CSR 10-23.030; 6/17/02, 11/15/02
 certification, decertification; 7 CSR 10-23.020; 6/17/02, 11/15/02
 definitions; 7 CSR 10-23.010; 6/17/02, 11/15/02
utility and private line utility facilities
 division of relocation costs; 7 CSR 10-3.040; 11/15/02
 location and relocation; 7 CSR 10-3.010; 11/15/02

IMMUNIZATIONS

school children, requirements; 19 CSR 20-28.010; 10/15/02

INCOME MAINTENANCE

limitations on cash payments; 13 CSR 40-2.140; 7/15/02, 11/15/02
medical assistance for families; 13 CSR 40-2.375; 7/15/02, 11/15/02

INDIAN TRIBES

coverage of unemployment insurance; 8 CSR 10-4.180; 7/15/02, 11/1/02

INSURANCE, DEPARTMENT OF

advertising
 accident and sickness insurance; 20 CSR 400-5.700; 8/15/02
 life insurance; 20 CSR 400-5.100; 8/15/02
annuity, modified guaranty; 20 CSR 400-1.150; 8/15/02
appointment, termination of producers; 20 CSR 700-1.130; 8/15/02
 forms for filing notice of 20 CSR 700-1.135; 8/15/02
automobile insurance
 cancellation, nonrenewal; 20 CSR 500-2.300; 8/15/02

claims practices; 20 CSR 100-1.200; 8/15/02
conduct of business over the Internet; 20 CSR 700-1.025; 8/15/02
customer information, safeguarding; 20 CSR 100-6.110; 11/1/02
deceptive practices; 20 CSR 400-5.200; 8/15/02
definitions; 20 CSR 100-1.010; 8/15/02
dram shop cost data reporting; 20 CSR 600-1.020; 11/1/02
education, prelicensing; 20 CSR 700-3.100; 8/15/02
Federal Liability Risk Retention Act; 20 CSR 200-8.100; 8/15/02
fee charges; 20 CSR 500-4.400; 8/15/02
filings required, MGA; 20 CSR 200-10.200; 8/15/02
financial condition of companies; 20 CSR 200-1.010; 8/15/02
fire policies, standard; 20 CSR 500-1.100; 8/15/02
forms, policy and endorsement; 20 CSR 500-6.100; 8/15/02
fiduciary duty of broker; 20 CSR 700-1.090; 8/15/02
group health
 classification; 20 CSR 400-2.090; 8/15/02
 filings; 20 CSR 400-2.130; 8/15/02
guaranty association; 20 CSR 400-5.600; 8/15/02
health maintenance organizations
 access plans; 20 CSR 400-7.095; 11/1/02
 provider network adequacy standards; 20 CSR 400-7.095; 11/1/02
incidental fees; 20 CSR 700-1.150; 8/15/02
interest, vendors/lenders/single; 20 CSR 500-2.400; 8/15/02
licensing
 activities requiring licensure; 20 CSR 700-1.020; 8/15/02
 business entity insurance producers; 20 CSR 700-1.110; 8/15/02
 certification letters, application; 20 CSR 700-1.030; 8/15/02
 clearance letters; 20 CSR 700-1.040; 8/15/02
 insurance producer, exam, procedures; 20 CSR 700-1.010; 8/15/02
 payment of earned commissions; 20 CSR 700-1.050; 8/15/02
 reinsurance intermediary; 20 CSR 700-7.100; 8/15/02
 requirements; 20 CSR 200-6.600; 10/15/01, 2/1/02
 retrospective commission contracts prohibited; 20 CSR 700-1.060; 8/15/02
life, accident, sickness; 20 CSR 600-2.100; 8/15/02
 revision of rates; 20 CSR 600-2.110; 8/15/02
life insurance
 policies; 20 CSR 200-1.160; 10/15/01, 2/1/02
 sold to college students; 20 CSR 400-5.500; 8/15/02
 variable; 20 CSR 400-1.030; 8/15/02
long-term care; 20 CSR 400-4.100; 8/15/02
mandatory provisions; 20 CSR 400-7.030; 8/15/02
 individual contracts, evidence of coverage; 20 CSR 400-7.050; 8/15/02
medical malpractice award; 20 CSR; 3/1/01, 3/1/02
Medicare Supplement Insurance Minimum Standards Act; 20 CSR 400-3.650; 8/15/02
misrepresentation of policy provisions; 20 CSR 100-1.020; 8/15/02
motor vehicles, goods as collateral; 20 CSR 500-1.700; 8/15/02
policy approval criteria; 20 CSR 400-2.060; 8/15/02
 life insurance, annuity contracts; 20 CSR 400-1.010; 8/15/02
producer service agreements; 20 CSR 700-1.100; 8/15/02
property; 20 CSR 600-2.200; 8/15/02
rate regulatory law interpretations; 20 CSR 500-4.100; 8/15/02
rate variations, consent rate; 20 CSR 500-4.300; 8/15/02
records, market conduct exam; 20 CSR 300-2.200; 8/15/02
reinsurance mirror image rule; 20 CSR 200-2.700; 8/15/02
replacement of life insurance; 20 CSR 400-5.400; 8/15/02
representatives of prepaid dental corporations; 20 CSR 700-1.120; 8/15/02
retaliatory tax supplement filing; 20 CSR 200-3.300; 8/15/02
right to examination of accident, sickness coverage; 20 CSR 400-2.010; 8/15/02

solicitation on military installations; 20 CSR 400-5.300; 8/15/02
sovereign immunity limits; 20 CSR; 3/15/00, 1/2/01, 1/2/02
standards

availability of coverage; 20 CSR 200-6.500; 8/15/02
competency and trustworthiness; 20 CSR 700-1.140;
8/15/02

surplus lines insurance

fees and taxes; 20 CSR 200-6.300; 8/15/02
forms; 20 CSR 200-6.100; 8/15/02

use of binders; 20 CSR 500-1.300; 8/15/02

variable contracts other than life; 20 CSR 400-1.020; 8/15/02

workers compensation; 20 CSR 500-6.700; 10/15/02

managed care organizations; 20 CSR 500-6.700; 6/17/02,
10/1/02

residual market, plan of operation; 20 CSR 500-6.960;
6/3/02

INVESTMENT

nonstate funds; 12 CSR 10-43.030; 3/15/02, 7/1/02, 7/15/02

LAND RECLAMATION

industrial mineral open pit, in-stream sand and gravel operations
performance requirements; 10 CSR 40-10.050; 9/17/01
permit application; 10 CSR 40-10.020; 9/17/01, 4/15/02,
9/16/02

LOTTERY, STATE

claim period; 12 CSR 40-80.080; 10/1/02

tickets, prizes; 12 CSR 40-50.010; 10/1/02

MEDICAID

critical assess hospitals; 13 CSR 70-15.010; 6/3/02, 7/1/02,
10/1/02

dental program; 13 CSR 70-35.010; 7/15/02, 8/15/02

excludable drugs; 13 CSR 70-20.031; 10/15/01, 4/15/02, 7/15/02

federal reimbursement allowance; 13 CSR 70-15.110; 2/1/02,
6/3/02, 7/1/02, 10/1/02

health care centers, benefits; 13 CSR 70-26.010; 9/3/02

hospices services; 13 CSR 70-50.010; 10/1/01, 2/1/02

hospital settlements; 13 CSR 70-15.040; 7/15/02

nonexcludable drugs; 13 CSR 70-20.034; 10/15/01, 4/15/02,
7/15/02

optical care benefits; 13 CSR 70-40.010; 7/15/02, 8/15/02

payment to trauma hospitals; 13 CSR 70-15.170; 7/15/02

prospective outpatient services; 13 CSR 70-15.160; 7/15/02

provider enrollment; 13 CSR 70-3.020; 9/3/02

uninsured parents' health insurance; 13 CSR 70-4.090; 7/15/02,
10/15/02

MENTAL HEALTH, DEPARTMENT OF

access crisis intervention programs; 9 CSR 30-4.195; 10/1/02

admission criteria; 9 CSR 30-4.042; 9/3/02

aggressive behaviors; 9 CSR 45-3.050; 4/15/02, 8/1/02

alcohol and drug abuse programs

adolescents; 9 CSR 30-3.192; 5/15/02, 9/3/02, 10/15/02

certification; 9 CSR 30-3.032; 4/15/02, 8/1/02

definitions, staff qualifications; 9 CSR 30-3.110; 11/1/02

detoxification; 9 CSR 30-3.120; 5/15/02, 10/15/02

opioid treatment; 9 CSR 30-3.132; 4/15/02, 8/1/02

outpatient treatment; 9 CSR 30-3.130; 9/3/02

personnel; 9 CSR 10-7.110; 10/1/02

residential treatment; 9 CSR 30-3.140; 5/15/02, 10/15/02

SATOP program structure; 9 CSR 30-3.206; 4/15/02,
8/1/02

service delivery; 9 CSR 30-3.100; 9/3/02

behavior management; 9 CSR 10-7.060; 5/15/02, 10/15/02

certification

personnel, staff development; 9 CSR 30-4.034; 9/3/02

procedures; 9 CSR 45-5.060; 3/1/02, 7/15/02

standards; 9 CSR 30-4.030; 9/3/02

client records; 9 CSR 30-4.035; 9/3/02

complaints of abuse, neglect; 9 CSR 10-5.200; 4/15/02, 9/16/02,
10/15/02

definitions; 9 CSR 30-4.030; 2/1/02, 5/15/02; 9 CSR 10-7.140;

5/15/02, 10/15/02; 9 CSR 30-4.010; 9/3/02

medication procedures; 9 CSR 30-4.041; 9/3/02

medications; 9 CSR 10-7.070; 5/15/02, 10/15/02

organization; 9 CSR 10-1.010; 6/3/02, 9/16/02

protest and appeals procedures; 9 CSR 25-2.505; 1/16/02,
5/1/02

service provision; 9 CSR 30-4.039; 9/3/02

treatment; 9 CSR 30-4.043; 9/3/02

MILK BOARD, STATE

fees, inspection; 2 CSR 80-5.010; 3/1/02, 6/17/02

MOTORCYCLE SAFETY EDUCATION PROGRAM

definitions; 11 CSR 60-1.010; 12/17/01, 5/15/02

quality assurance visits; 11 CSR 60-1.100; 12/17/01, 5/15/02

student admission; 11 CSR 60-1.040; 12/17/01, 5/15/02

training courses, approved; 11 CSR 60-1.060; 12/17/01, 5/15/02

verification, course completion; 11 CSR 60-1.050; 12/17/01,
5/15/02

MOTOR VEHICLE

auctions, dealers, manufacturers; 12 CSR 10-26.020; 10/1/02

dealer license plates, certificate of number; 12 CSR 10-26.060;
11/1/02

electric personal assistive mobility device; 12 CSR 10-23.454;
10/1/02

established place of business; 12 CSR 10-26.010; 10/1/02

off-premises shows, tent sales; 12 CSR 10-26.090; 10/1/02

window tinting; 11 CSR 30-7.010; 4/1/02, 7/15/02

NURSING, STATE BOARD OF

complaint handling; 4 CSR 200-4.030; 8/1/02, 11/15/02

requirements for licensure; 4 CSR 200-4.020; 8/1/02, 11/15/02

NURSING HOME ADMINISTRATORS

examination; 13 CSR 73-2.070; 1/2/02, 5/1/02

fees; 13 CSR 73-2.015; 1/2/02, 5/1/02

NURSING HOME PROGRAM

enhancement pools; 13 CSR 70-10.150; 11/15/02

reimbursement plan; 13 CSR 70-10.015; 9/3/02

OCCUPATIONAL THERAPY, MISSOURI BOARD OF

application

assistant therapist; 4 CSR 205-3.020; 1/2/02, 5/1/02

therapist; 4 CSR 205-3.010; 1/2/02, 5/1/02

fees; 4 CSR 205-1.050; 8/1/02, 11/15/02

release of public records; 4 CSR 205-1.030; 1/2/02, 5/1/02

OPTOMETRY, DIVISION OF

application; 4 CSR 210-2.010; 8/1/02, 11/15/02

complaint handling; 4 CSR 210-2.040; 8/1/02, 11/15/02

examination; 4 CSR 210-2.081; 8/1/02, 11/15/02

fees; 4 CSR 210-2.070; 1/16/02, 5/1/02, 8/1/02, 11/15/02

license renewal; 4 CSR 210-2.030; 1/16/02, 5/1/02

licensure by

examination; 4 CSR 210-2.020; 8/1/02, 11/15/02

reciprocity; 4 CSR 210-2.011; 8/1/02, 11/15/02

PARENTAL RIGHTS

attorney, guardian ad litem fees; 13 CSR 40-30.030; 7/15/02

PEACE OFFICER STANDARDS AND TRAINING (POST) PROGRAM

administration; 11 CSR 75-7.010; 6/3/02, 9/3/02

alternative methods of training delivery

procedures for agencies; 11 CSR 75-12.030; 6/3/02, 9/3/02

- application; 11 CSR 75-4.020; 6/3/02, 9/3/02
 - bailiffs, training
 - completion; 11 CSR 75-9.030; 6/3/02, 9/3/02
 - requirements for; 11 CSR 75-9.010; 6/3/02, 9/3/02
 - trainee attendance, performance; 11 CSR 75-9.020; 6/3/02, 9/3/02
 - certification; 11 CSR 75-3.010; 6/3/02, 9/3/02
 - bailiff, peace officer, reserve officer; 11 CSR 75-3.060; 6/3/02, 9/3/02
 - eligibility for; 11 CSR 75-3.020; 6/3/02, 9/3/02
 - instructors; 11 CSR 75-4.030; 6/3/02, 9/3/02
 - requirements for; 11 CSR 75-3.030; 6/3/02, 9/3/02
 - continuing education
 - approval for a CLEE course; 11 CSR 75-15.040; 6/3/02, 9/3/02
 - computer-based training; 11 CSR 75-15.070; 6/3/02, 9/3/02
 - in-service training; 11 CSR 75-15.060; 6/3/02, 9/3/02
 - out-of-state, federal, organization; 11 CSR 75-15.050; 6/3/02, 9/3/02
 - provider license; 11 CSR 75-15.030; 6/3/02, 9/3/02
 - requirement; 11 CSR 75-15.010; 6/3/02, 9/3/02
 - standards; 11 CSR 75-15.020; 6/3/02, 9/3/02
 - courses; 11 CSR 75-6.030; 6/3/02, 9/3/02
 - decertification; 11 CSR 75-4.050; 6/3/02, 9/3/02
 - definitions; 11 CSR 75-2.010; 6/3/02, 9/3/02
 - education requirements, continuing
 - completion; 11 CSR 75-11.030; 6/3/02, 9/3/02
 - computer-based education; 11 CSR 75-12.010; 6/3/02, 9/3/02
 - inactive or unemployed; 11 CSR 75-11.050; 6/3/02, 9/3/02
 - in-service training courses; 11 CSR 75-11.080; 6/3/02, 9/3/02
 - providers
 - approved; 11 CSR 75-11.060; 6/3/02, 9/3/02
 - procedures; 11 CSR 75-11.070; 6/3/02, 9/3/02
 - computer-based training alternatives; 11 CSR 75-12.020; 6/3/02, 9/3/02
 - recognition, out-of-state training; 11 CSR 75-11.035; 6/3/02, 9/3/02
 - requirements; 11 CSR 75-11.010; 6/3/02, 9/3/02
 - trainee attendance, performance; 11 CSR 75-11.020; 6/3/02, 9/3/02
 - evaluation of
 - individual; 11 CSR 75-3.070; 6/3/02, 9/3/02
 - instructors; 11 CSR 75-4.040; 6/3/02, 9/3/02
 - fund, administration; 11 CSR 75-16.010; 6/3/02, 9/3/02
 - applicants; 11 CSR 75-10.030; 6/3/02, 9/3/02
 - budget year; 11 CSR 75-10.080; 6/3/02, 9/3/02
 - cost items; 11 CSR 75-10.060; 6/3/02, 9/3/02
 - ineligible; 11 CSR 75-10.070; 6/3/02, 9/3/02
 - distribution; 11 CSR 75-10.100; 6/3/02, 9/3/02
 - organization; 11 CSR 75-10.010; 6/3/02, 9/3/02
 - terms, conditions; 11 CSR 75-10.020; 6/3/02, 9/3/02
 - training
 - eligible; 11 CSR 75-10.040; 6/3/02, 9/3/02
 - ineligible; 11 CSR 75-10.050; 6/3/02, 9/3/02
 - instructors; 11 CSR 75-4.010; 6/3/02, 9/3/02
 - law enforcement experience; 11 CSR 75-3.040; 6/3/02, 9/3/02, 9/3/02
 - organization; 11 CSR 75-1.010; 6/3/02, 9/3/02
 - peace officer licenses
 - adjustment of classification; 11 CSR 75-13.080; 6/3/02, 9/3/02
 - classification; 11 CSR 75-13.010; 6/3/02, 9/3/02
 - cause to discipline; 11 CSR 75-13.090; 6/3/02, 9/3/02
 - exam; 11 CSR 75-13.050; 6/3/02, 9/3/02
 - expired, relicensing; 11 CSR 75-13.040; 6/3/02, 9/3/02
 - new license; 11 CSR 75-13.020; 6/3/02, 9/3/02
 - notification of change in status; 11 CSR 75-13.100; 6/3/02, 9/3/02
 - point scale; 11 CSR 75-13.060; 6/3/02, 9/3/02
 - procedure to upgrade; 11 CSR 75-13.030; 6/3/02, 9/3/02
 - recognition of federal, military, out-of-state basic training; 11 CSR 75-13.070; 6/3/02, 9/3/02
 - peace officer, reserve officer
 - peace officer, reserve officer; 11 CSR 75-6.010; 6/3/02, 9/3/02
 - trainee attendance, performance; 11 CSR 75-6.020; 6/3/02, 9/3/02
 - suspension, revocation; 11 CSR 75-3.080; 6/3/02, 9/3/02
 - sheriff's department, training
 - attendance; 11 CSR 75-8.020; 6/3/02, 9/3/02
 - requirements for; 11 CSR 75-8.030; 6/3/02, 9/3/02
 - St. Louis deputies; 11 CSR 75-8.010; 6/3/02, 9/3/02
 - training centers
 - applications; 11 CSR 75-5.030; 6/3/02, 9/3/02
 - directors, coordinators; 11 CSR 75-5.020; 6/3/02, 9/3/02
 - establishment of; 11 CSR 75-5.010; 6/3/02, 9/3/02
 - requirements, procedures; 11 CSR 75-5.040; 6/3/02, 9/3/02
 - training centers, basic
 - certification of courses; 11 CSR 75-14.040; 6/3/02, 9/3/02
 - curricula, objectives; 11 CSR 75-14.030; 6/3/02, 9/3/02
 - eligibility for entrance; 11 CSR 75-14.060; 6/3/02, 9/3/02
 - instructors
 - licenses; 11 CSR 75-14.070; 6/3/02, 9/3/02
 - requirements; 11 CSR 75-14.080; 6/3/02, 9/3/02
 - procedures to obtain a license; 11 CSR 75-14.010; 6/3/02, 9/3/02
 - requirements, minimum; 11 CSR 75-14.020; 6/3/02, 9/3/02
 - standards for a course; 11 CSR 75-14.050; 6/3/02, 9/3/02
 - waivers; 11 CSR 75-3.050; 6/3/02, 9/3/02
- PERFUSIONISTS, LICENSING OF CLINICAL**
- advisory commission; 4 CSR 150-8.150; 9/16/02
 - fees; 4 CSR 150-8.060; 6/3/02, 10/1/02
- PERSONNEL ADVISORY BOARD**
- grievance procedures; 1 CSR 20-4.020; 10/15/02
 - hours of work, holidays; 1 CSR 20-5.010; 10/15/02
 - leaves of absence; 1 CSR 20-5.020; 6/3/02
 - merit system service; 1 CSR 20-1.040; 10/15/02
- PHARMACY PROGRAM**
- drug prior authorization, list of
 - drugs excluded from coverage; 13 CSR 70-20.032; 7/15/02
 - excludable drugs; 13 CSR 70-20.031; 7/15/02
 - new drug entities or dosage form; 13 CSR 70-20.250; 6/17/02, 7/1/02, 10/15/02
 - non-excludable drugs; 13 CSR 70-20.034; 7/15/02
 - process; 13 CSR 70-20.200; 6/17/02, 7/1/02, 10/15/02
 - reimbursement allowance; 13 CSR 70-20.320; 7/15/02, 8/15/02
 - standards of operation; 4 CSR 220-2.010; 8/1/02
- PHARMACY, STATE BOARD OF**
- complaint handling; 4 CSR 220-2.050; 8/1/02
 - continuing pharmacy education; 4 CSR 220-2.100; 8/1/02
 - educational, licensing requirements; 4 CSR 220-2.030; 8/1/02
 - nonresident pharmacies; 4 CSR 220-2.025; 8/1/02
 - return, reuse of drugs/devices; 4 CSR 220-3.040; 5/15/02, 10/1/02
 - standards of operation; 4 CSR 220-2.010; 8/1/02
 - Class J, shared services; 4 CSR 220-2.650; 1/2/02, 5/1/02
- PHYSICAL THERAPISTS/ASSISTANTS**
- advisory commission; 4 CSR 150-3.210; 9/16/02
 - applicants; 4 CSR 150-3.010; 8/1/02, 11/15/02
 - application forms; 4 CSR 150-3.020; 8/1/02, 11/15/02
 - fees; 4 CSR 150-3.080; 8/1/02, 11/15/02
- PHYSICIAN ASSISTANTS**
- advisory commission; 4 CSR 150-7.320; 9/16/02
 - fees; 4 CSR 150-7.200; 6/3/02, 10/1/02
- PHYSICIAN LOAN AND TRAINING PROGRAMS**
- health, professional student loan repayment; 19 CSR 10-3.030; 5/15/02, 9/3/02

PHYSICIANS AND SURGEONS

application; 4 CSR 150-2.040; 6/3/02, 10/1/02
fees; 4 CSR 150-2.080; 5/15/02, 9/16/02
license
 limited; 4 CSR 150-2.155; 6/3/02, 10/1/02
 reciprocity; 4 CSR 150-2.030; 6/3/02, 10/1/02
 temporary; 4 CSR 150-2.060; 6/3/02, 10/1/02

POLICE COMMISSIONERS, KANSAS CITY BOARD OF

application, fees; 17 CSR 10-2.010; 8/1/02
regulation and licensing; 17 CSR 10-2.010; 8/1/02

POLICE COMMISSIONERS, ST. LOUIS BOARD OF

administration, command; 17 CSR 20-2.015; 7/1/02
authority; 17 CSR 20-2.065; 7/1/02
complaint/disciplinary procedures; 17 CSR 20-2.125; 7/1/02
definitions; 17 CSR 20-2.025; 7/1/02
drug testing; 17 CSR 20-2.135; 7/1/02
duties; 17 CSR 20-2.075; 7/1/02
equipment; 17 CSR 20-2.095; 7/1/02
field inspection; 17 CSR 20-2.115; 7/1/02
licensing; 17 CSR 20-2.035; 7/1/02
personnel records, fees; 17 CSR 20-2.045; 7/1/02
training; 17 CSR 20-2.055; 7/1/02
uniforms; 17 CSR 20-2.085; 7/1/02
weapons; 17 CSR 20-2.105; 7/1/02

PRESCRIPTION DRUGS, SENIOR RX PROGRAM

agent, authorized; 19 CSR 90-1.060; 2/15/02, 7/1/02
appeal process; 19 CSR 90-1.090; 2/15/02, 7/1/02
claimant's responsibilities; 19 CSR 90-1.040; 2/15/02, 7/1/02
definitions; 19 CSR 90-1.010; 2/15/02, 7/1/02
eligibility, application process; 19 CSR 90-1.020; 2/15/02, 7/1/02
identification card; 19 CSR 90-1.070; 2/15/02, 7/1/02
payment provisions; 19 CSR 90-1.030; 2/15/02, 7/1/02
pharmacies, participating
 appeal process; 19 CSR 90-2.050; 2/15/02, 7/1/02
 definitions; 19 CSR 90-2.010; 2/15/02, 7/1/02
 eligibility, application process; 19 CSR 90-2.020; 2/15/02, 7/1/02
 responsibilities; 19 CSR 90-2.030; 2/15/02, 7/1/02
 termination, suspension; 19 CSR 90-2.040; 2/15/02, 7/1/02
rebate program, manufacturers; 19 CSR 90-3.010; 3/1/02
reenrollment; 19 CSR 90-1.050; 2/15/02, 7/1/02
termination; 19 CSR 90-1.080; 2/15/02, 7/1/02

PUBLIC DEFENDER COMMISSION

definitions; 18 CSR 10-2.010; 3/15/02, 7/15/02
indigency guidelines; 18 CSR 10-3.010; 3/15/02, 7/15/02
organization; 18 CSR 10-1.010; 3/15/02, 7/15/02

PUBLIC SERVICE COMMISSION

applications; 4 CSR 240-2.060; 9/16/02
cold weather rule; 4 CSR 240-13.055; 12/3/01, 9/16/02
contested cases; 4 CSR 240-2.117; 5/1/02, 10/1/02
definitions; 4 CSR 240-3.010; 9/16/02
electric utilities
 annual rates; 4 CSR 240-3.165; 9/16/02
 acquire stock of public utility; 4 CSR 240-3.125; 9/16/02
 certificate of convenience, necessity; 4 CSR 240-3.105; 9/16/02
 change of electrical suppliers; 4 CSR 240-3.140; 9/16/02
 cogeneration; 4 CSR 240-20.060; 9/16/02
 tariff filings; 4 CSR 240-3.155; 9/16/02
 cold weather report, submission; 4 CSR 240-3.180; 9/16/02
 decommissioning of electric plants; 4 CSR 240-3.185; 9/16/02
 definitions; 4 CSR 240-3.100; 9/16/02
 depreciation studies; 4 CSR 240-3.175; 9/16/02
 events, reporting requirement; 4 CSR 240-20.080; 9/16/02
 general rate increase; 4 CSR 240-3.160; 9/16/02

issue stock, bonds, notes; 4 CSR 240-3.120; 9/16/02
merge, consolidate; 4 CSR 240-3.115; 9/16/02
promotional practices; 4 CSR 240-3.150; 9/16/02
rate schedules; 4 CSR 240-3.145, 4 CSR 240-20.010; 9/16/02
reporting requirements; 4 CSR 240-3.190; 9/16/02
schedule of fees; 4 CSR 240-3.135, 4 CSR 240-21.010; 9/16/02
sell, assign, lease, transfer assets; 4 CSR 240-3.110; 9/16/02
trust funds, decommissioning; 4 CSR 240-20.070; 9/16/02
uniform system of accounts; 4 CSR 240-20.030; 9/16/02
electric service territorial agreements; 4 CSR 240-3.130; 9/16/02
energy sellers; 4 CSR 240-45.010; 9/16/02
filing requirements; 4 CSR 240-3.030; 9/16/02
gas utilities
 acquire property, eminent domain; 4 CSR 240-3.230; 9/16/02
 acquire stock of public utility; 4 CSR 240-3.225; 9/16/02
 certificate of convenience, necessity; 4 CSR 240-3.205; 9/16/02
 cold weather report, submission; 4 CSR 240-3.250; 9/16/02
 conversion of service, upgrading; 4 CSR 240-3.295; 9/16/02
 definitions; 4 CSR 240-3.200; 9/16/02
 depreciation studies; 4 CSR 240-3.275; 9/16/02
 drug, alcohol testing plans; 4 CSR 240-3.280; 9/16/02
 issue stock, bonds, notes; 4 CSR 240-3.220; 9/16/02
 merge, consolidate; 4 CSR 240-3.215; 9/16/02
 pipelines, transportation; 4 CSR 240-3.270; 9/16/02
 promotional practices; 4 CSR 240-3.255; 9/16/02
 rate increase
 general; 4 CSR 240-3.235; 9/16/02
 small company; 4 CSR 240-3.240; 9/16/02
 rate schedules; 4 CSR 240-3.260, 4 CSR 240-40.010; 9/16/02
 reports
 annual; 4 CSR 240-3.245; 9/16/02
 incident, annual, safety conditions; 4 CSR 240-3.290; 9/16/02
 sell, assign, lease, transfer assets; 4 CSR 240-3.210; 9/16/02
 sellers, gas certification; 4 CSR 240-3.285; 9/16/02
 uniform system of accounts; 4 CSR 240-40.040; 9/16/02
heating companies
 uniform system of accounts; 4 CSR 240-80.020; 9/16/02
intervention; 4 CSR 240-2.075; 5/1/02, 10/1/02
name changes, filing; 4 CSR 240-3.020; 9/16/02
pleadings, filing, service; 4 CSR 240-2.080; 7/1/02, 11/15/02
promotional practices; 4 CSR 240-14.040; 9/16/02
rate increase requests; 4 CSR 240-10.070; 9/16/02
reports, annual filing requirements; 4 CSR 240-10.080; 9/16/02
sewer utility
 acquire stock of public utility; 4 CSR 240-3.325; 9/16/02
 certificate of convenience, necessity; 4 CSR 240-3.305; 9/16/02
 definitions; 4 CSR 240-3.300; 9/16/02
 issue stock, bonds, notes; 4 CSR 240-3.320; 9/16/02
 merge, consolidate; 4 CSR 240-3.315; 9/16/02
 rate increase; 4 CSR 240-3.330; 9/16/02
 reports, annual; 4 CSR 240-3.335; 9/16/02
 sell, assign, lease, transfer assets; 4 CSR 240-3.310; 9/16/02
 tariff schedules; 4 CSR 240-3.340, 4 CSR 240-60.030; 9/16/02
small company, rate increase; 4 CSR 240-2.200; 9/16/02
steam heating
 acquire stock of public utility; 4 CSR 240-3.420; 9/16/02
 certificate of convenience, necessity; 4 CSR 240-3.400; 9/16/02
 issue stock, bonds, notes; 4 CSR 240-3.415; 9/16/02
 merge, consolidate; 4 CSR 240-3.410; 9/16/02
 rate schedules; 4 CSR 240-3.425, 4 CSR 240-80.010; 9/16/02
 reports, annual; 4 CSR 240-3.435; 9/16/02
 sell, assign, lease, transfer assets; 4 CSR 240-3.405; 9/16/02

stipulations agreements; 4 CSR 240-2.115; 5/1/02, 10/1/02
 tariff filings, cases; 4 CSR 240-3.025; 9/16/02
 telecommunications companies
 acquire stock of public utility; 4 CSR 240-3.535; 9/16/02
 certificates of authority; 4 CSR 240-3.515; 9/16/02
 customer-owned coin telephone; 4 CSR 240-3.505; 9/16/02
 definitions; 4 CSR 240-3.500; 9/16/02
 filing requirements; 4 CSR 240-3.510; 9/16/02
 inquiries, residential customers; 4 CSR 240-3.555; 9/16/02
 issue stock, bonds, notes; 4 CSR 240-3.530; 9/16/02
 merge, consolidate; 4 CSR 240-3.525; 9/16/02
 rate schedules; 4 CSR 240-3.545; 9/16/02
 records and reports; 4 CSR 240-3.550, 4 CSR 240-32.030;
 9/16/02
 reports, annual; 4 CSR 240-3.540; 9/16/02
 residential customer inquiries; 4 CSR 240-33.060; 9/16/02
 sell, assign, lease, transfer assets; 4 CSR 240-3.520; 9/16/02
 telephone corporations, reporting
 rate schedules; 4 CSR 240-30.010; 9/16/02
 waivers, variances; 4 CSR 240-3.015; 9/16/02
 water utilities
 acquire stock of public utility; 4 CSR 240-3.620; 9/16/02
 certificate of convenience, necessity; 4 CSR 240-3.600;
 9/16/02
 filing requirements; 4 CSR 240-3.625; 9/16/02
 issue stock, bonds, notes; 4 CSR 240-3.615; 9/16/02
 merge, consolidate; 4 CSR 240-3.610; 9/16/02
 rate increase; 4 CSR 240-3.635; 9/16/02
 rate schedules; 4 CSR 240-3.645, 4 CSR 240-50.010; 9/16/02
 reports, annual; 4 CSR 240-3.640; 9/16/02
 schedule of fees; 4 CSR 240-3.630, 4 CSR 240-51.010;
 9/16/02
 sell, assign, lease, transfer assets; 4 CSR 240-3.605; 9/16/02

PURCHASING AND MATERIALS MANAGEMENT

waiver of bidding procedures; 1 CSR 40-1.090; 7/1/02

REAL ESTATE COMMISSION

application; 4 CSR 250-3.010; 8/1/02, 11/15/02
 accreditation; 4 CSR 250-7.020; 8/1/02, 11/15/02
 classroom course approval; 4 CSR 250-10.030; 8/1/02, 11/15/02
 closing a real estate firm; 4 CSR 250-8.155; 8/1/02, 11/15/02
 complaints; 4 CSR 250-9.010; 8/1/02, 11/15/02
 escrow or trust account; 4 CSR 250-8.220; 8/1/02, 11/15/02
 expiration, renewal; 4 CSR 250-4.020; 8/1/02, 11/15/02
 fees; 4 CSR 250-5.020; 11/1/01, 2/15/02
 instructor approval; 4 CSR 250-10.040; 8/1/02, 11/15/02
 license
 nonresident; 4 CSR 250-4.080; 8/1/02, 11/15/02
 partnership, association, corporation; 4 CSR 250-4.070;
 8/1/02, 11/15/02
 professional corporations; 4 CSR 250-4.075; 8/1/02, 11/15/02
 records; 4 CSR 250-10.070; 8/1/02, 11/15/02
 requirements; 4 CSR 250-10.010; 8/1/02, 11/15/02
 sponsors; 4 CSR 250-10.020; 8/1/02, 11/15/02

RESPIRATORY CARE, MISSOURI BOARD FOR

application; 4 CSR 255-2.010; 8/1/02
 continuing education; 4 CSR 255-4.010; 8/1/02
 inactive status; 4 CSR 255-2.050; 5/15/02, 10/1/02
 reinstatement; 4 CSR 255-2.060; 5/15/02, 10/1/02

RETIREMENT SYSTEMS

county employees' defined contribution plan
 accounts of participants; 16 CSR 50-10.040; 6/3/02, 10/1/02
 contributions; 16 CSR 50-10.030; 6/3/02, 10/1/02
 definitions; 16 CSR 50-10.010; 6/3/02, 10/1/02
 distribution of accounts; 16 CSR 50-10.050; 6/3/02, 10/1/02

vesting and service; 16 CSR 50-10.070; 6/3/02, 10/1/02
 county employees' deferred compensation plan
 death benefits; 16 CSR 50-20.080; 6/3/02, 10/1/02
 distribution of accounts; 16 CSR 50-20.070; 6/3/02, 10/1/02
 limitations on deferral; 16 CSR 50-20.050; 6/3/02, 10/1/02
 participation in plan; 16 CSR 50-20.030; 6/3/02, 10/1/02
 nonteacher school employee
 recognition of credit; 16 CSR 10-6.065; 8/1/02
 public school retirement system
 recognition of credit; 16 CSR 10-5.080; 8/1/02

SECURITIES, DIVISION OF

amendments; 15 CSR 30-52.300; 10/1/02
 application
 agent; 15 CSR 30-50.120; 1/16/02, 6/17/02
 qualification; 15 CSR 30-50.150; 1/16/02, 6/17/02
 registration; 15 CSR 30-52.015; 10/1/02
 bonds, mortgage revenue; 15 CSR 30-52.340; 10/1/02
 civil liability; 15 CSR 30-52.200; 10/1/02
 completion; 15 CSR 30-52.310; 10/1/02
 effectiveness; 15 CSR 30-52.290; 10/1/02
 financial statements; 15 CSR 30-52.025; 10/1/02
 foreign real estate; 15 CSR 30-52.190; 10/1/02
 forms;
 escrow agreement; 15 CSR 30-52.230; 10/1/02
 Missouri issuer registration; 15 CSR 30-52.272; 10/1/02
 offer of refund; 15 CSR 30-52.260; 10/1/02
 refund for Missouri issuer registration; 15 CSR 30-52.273;
 10/1/02
 impoundment; 15 CSR 30-52.100; 10/1/02
 proceeds; 15 CSR 30-52.250; 10/1/02
 issued by
 closed-end investment companies; 15 CSR 30-52.210; 10/1/02
 open-end management companies; 15 CSR 30-52.160;
 10/1/02
 loans, transactions; 15 CSR 30-52.130; 10/1/02
 Missouri issuer registration; 15 CSR 30-52.271; 10/1/02
 offering price; 15 CSR 30-52.050; 10/1/02
 options, warrants; 15 CSR 30-52.060; 10/1/02
 partnership, limited; 15 CSR 30-52.180; 10/1/02
 payment plans, periodic; 15 CSR 30-52.140; 10/1/02
 preferred stock, debt securities; 15 CSR 30-52.120; 10/1/02
 promoters' investment; 15 CSR 30-52.080; 10/1/02
 promotional shares; 15 CSR 30-52.070; 10/1/02
 prospectus; 15 CSR 30-52.020; 10/1/02
 provisions, general; 15 CSR 30-52.010; 10/1/02
 record of hearing
 issued by; 15 CSR 30-52.160; 10/1/02
 records, preserved; 15 CSR 30-52.330; 10/1/02
 registration by
 small company; 15 CSR 30-52.275; 10/1/02
 reports; 15 CSR 30-52.320; 10/1/02
 requirements; 15 CSR 30-51.160; 10/1/02
 seasoned issuer registration by filing; 15 CSR 30-52.350; 10/1/02
 selling, expenses, security holders; 15 CSR 30-52.040; 10/1/02
 standards; 15 CSR 30-52.030; 10/1/02
 trusts, real estate; 15 CSR 30-52.150; 10/1/02
 voting rights; 15 CSR 30-52.110; 10/1/02
 withdrawal, termination; 15 CSR 30-52.280; 10/1/02

SOIL AND WATER DISTRICTS COMMISSION

organization; 10 CSR 70-1.010; 2/1/02, 7/1/02

SPEECH-LANGUAGE PATHOLOGISTS AND AUDIOLOGISTS

advisory commission; 4 CSR 150-4.220; 9/16/02
 applications; 4 CSR 150-4.010; 6/3/02, 10/1/02
 fees; 4 CSR 150-4.060; 6/3/02, 10/1/02

TATTOOING, BODY PIERCING AND BRANDING

cleaning, sterilization; 4 CSR 267-5.030; 9/16/02
complaint handling, disposition; 4 CSR 267-6.020; 9/16/02
definitions; 4 CSR 267-1.010; 9/16/02
disciplinary proceedings; 4 CSR 267-6.030; 9/16/02
enforcement; 4 CSR 267-6.010; 9/16/02
establishment; 4 CSR 267-3.010; 9/16/02
 change of name, ownership, location; 4 CSR 267-1.030;
 9/16/02
fees; 4 CSR 267-2.020; 9/16/02
licenses; 4 CSR 267-2.010; 9/16/02
 temporary establishment; 4 CSR 267-4.010; 9/16/02
 renewals; 4 CSR 267-2.030; 9/16/02
name, address changes; 4 CSR 267-1.020; 9/16/02
patrons; 4 CSR 267-5.020; 9/16/02
preparation, care of site; 4 CSR 267-5.040; 9/16/02
standards of practice; 4 CSR 267-5.010; 9/16/02

TAX, INCOME

accounting methods; 12 CSR 10-2.040; 5/15/02, 9/3/02
agricultural unemployed person; 12 CSR 10-2.175; 5/15/02, 9/3/02
credit carryback; 12 CSR 10-2.145; 5/15/02, 9/3/02
employers' withholding; 12 CSR 10-2.015; 5/1/02, 9/3/02
failure to pay; 12 CSR 10-2.065; 5/15/02, 9/3/02
questions, answers; 12 CSR 10-2.005; 5/15/02, 9/3/02

TAX, INHERITANCE AND ESTATE

appraisers
 duties; 12 CSR 10-8.080; 5/1/02, 9/3/02
 errors in report, exceptions; 12 CSR 10-8.090; 5/1/02, 9/3/02
 report; 12 CSR 10-8.100; 5/1/02, 9/3/02
encroachment; 12 CSR 10-8.130; 5/1/02, 9/3/02
homestead allowance; 12 CSR 10-8.040; 5/1/02, 9/3/02
interest; 12 CSR 10-8.050; 5/1/02, 9/3/02
mortality table; 12 CSR 10-8.150; 5/1/02, 9/3/02
payment of tax, receipt, refund; 12 CSR 10-8.060; 5/1/02, 9/3/02
probate court to determine; 12 CSR 10-8.070; 5/1/02, 9/3/02
refund; 12 CSR 10-8.140; 5/1/02, 9/3/02
valuation, methods, mortality table; 12 CSR 10-8.110; 5/1/02,
 9/3/02

TAX, SALES/USE

coins and bullion; 12 CSR 10-3.124; 11/15/02
common carriers; 12 CSR 10-3.300; 5/15/02, 9/3/02
component parts; 12 CSR 10-3.294; 5/15/02, 9/3/02
concessionaires; 12 CSR 10-3.042; 5/1/02, 9/3/02
dual operators; 12 CSR 10-3.031; 5/1/02, 9/3/02
electrical energy; 12 CSR 10-110.600; 11/15/02
exempt agency; 12 CSR 10-3.245; 5/15/02, 9/3/02
export sales; 12 CSR 10-3.233; 5/1/02, 9/3/02
homes, modular or sectional; 12 CSR 10-3.034; 5/1/02, 9/3/02
information required; 12 CSR 10-3.247; 5/15/02, 9/3/02
ingredients; 12 CSR 10-3.292; 5/15/02, 9/3/02
labor or service rendered; 12 CSR 10-3.044; 5/1/02, 9/3/02
letters of exemption; 12 CSR 10-110.950; 11/15/02
manufacturers, wholesalers; 12 CSR 10-3.008; 5/1/02, 9/3/02
manufacturing equipment; 12 CSR 10-111.010; 11/15/02
material recovery processing plant; 12 CSR 10-111.060; 11/15/02
meal ticket; 12 CSR 10-3.240; 5/15/02, 9/3/02
personal property, lease or rental; 12 CSR 10-108.700; 5/1/02,
 9/3/02
 separate transactions; 12 CSR 10-3.179; 5/1/02, 9/3/02
petty cash funds; 12 CSR 10-3.258; 5/15/02, 9/3/02
physicians, dentists, optometrists; 12 CSR 10-103.395; 5/1/02,
 9/16/02
redemption of coupons; 12 CSR 10-3.144; 5/1/02, 9/3/02
refunds, credits; 12 CSR 10-102.016; 5/1/02, 9/3/02
sale on installed basis; 12 CSR 10-3.158; 5/1/02, 9/3/02

sales to Missouri; 12 CSR 10-3.250; 5/15/02, 9/3/02
 other than political subdivisions; 12 CSR 10-3.256; 5/15/02,
 9/3/02
 political subdivisions; 12 CSR 10-3.254; 5/15/02, 9/3/02
service station ownership; 12 CSR 10-3.116; 5/1/02, 9/3/02

TAX, STATE COMMISSION

appeals from local board; 12 CSR 30-3.010; 7/15/02, 10/15/02

TIMBER PRODUCTS, TREATED

branding of; 2 CSR 70-40.040; 9/16/02
inspection, sampling, analysis; 2 CSR 70-40.025; 9/16/02
standards; 2 CSR 70-40.015; 9/16/02
tagging peeler core landscape timbers; 2 CSR 70-40.045; 9/16/02

TRAVEL REGULATIONS

reimbursement; 1 CSR 10-11.010; 7/15/02, 11/15/02

TUBERCULOSIS TESTING

fees, laboratory; 19 CSR 25-38.020; 3/1/02, 7/1/02

UNIFORM COMMERCIAL CODE

acknowledgements; 15 CSR 30-90.105; 11/1/02
bulk records; 15 CSR 30-90.075; 11/1/02
data elements; 15 CSR 30-90.204; 11/1/02
deadline to refuse filing; 15 CSR 30-90.100; 11/1/02
definitions; 15 CSR 30-90.010; 11/1/02
duties, filing officer; 15 CSR 30-90.070; 11/1/02
errors in filing; 15 CSR 30-90.190; 11/1/02
fees; 15 CSR 30-90.040; 11/1/02
filing office data entry; 15 CSR 30-90.110; 11/1/02
forms; 15 CSR 30-90.030; 11/1/02
information management system; 15 CSR 30-90.201; 11/1/02
names, multiple; 15 CSR 30-90.076; 11/1/02
non-XML filing and search; 15 CSR 30-90.202; 11/1/02
notice of bankruptcy; 15 CSR 30-90.200; 11/1/02
notification of defects; 15 CSR 30-90.080; 11/1/02
overpayment, underpayment of fee; 15 CSR 30-90.060; 11/1/02
payment, methods of; 15 CSR 30-90.050; 11/1/02
records, delivery of; 15 CSR 30-90.020; 11/1/02
refusal to file, defects in filing; 15 CSR 30-90.090; 11/1/02
status of parties, filing
 amendment; 15 CSR 30-90.130; 11/1/02
 assignment; 15 CSR 30-90.140; 11/1/02
 continuation; 15 CSR 30-90.150; 11/1/02
 correction statement; 15 CSR 30-90.170; 11/1/02
 financing statement; 15 CSR 30-90.120; 11/1/02
 termination; 15 CSR 30-90.160; 11/1/02
searches; 15 CSR 30-90.210; 11/1/02
search
 logic; 15 CSR 30-90.220; 11/1/02
 report; 15 CSR 30-90.230; 11/1/02
 transition; 15 CSR 30-90.240; 11/1/02
time limit for filing a continuation statement; 15 CSR 30-90.180;
 11/1/02
XML records; 15 CSR 30-90.203; 11/1/02

UNEMPLOYMENT INSURANCE

registration, claims; 8 CSR 10-3.010; 9/3/02

VETERINARY MEDICAL BOARD, MISSOURI

internship; 4 CSR 270-2.021; 8/1/02, 11/15/02
rules of professional conduct; 4 CSR 270-6.011; 8/1/02, 11/15/02

VITAL RECORDS

death certificate form; 19 CSR 10-10.050; 11/1/02

VOTING PROCEDURES

eligibility for provisional ballots to be counted; 15 CSR 30-8.020;
 11/1/02, 11/15/02

provisional ballots, envelopes; 15 CSR 30-8.010; 11/1/02,
11/15/02
voter identification affidavit; 15 CSR 30-3.010; 11/1/02, 11/15/02
write-in stickers; 15 CSR 30-9.040; 11/1/02, 11/15/02

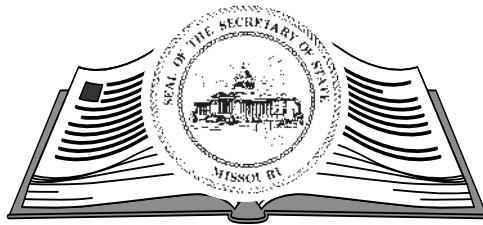
WEIGHTS AND MEASURES

inspection procedures; 2 CSR 90-23.010; 10/15/02
manufactured homes; 2 CSR 90-10.017; 1/2/02
motor fuels, quality standards; 2 CSR 90-30.040; 9/16/02
packaging and labeling; 2 CSR 90-22.140; 10/15/02
petroleum inspection, premises; 2 CSR 90-30.050; 9/16/02
price verification; 2 CSR 90-25.010; 10/15/02
propane, overfill prevention devices; 2 CSR 90-10.040; 7/15/02
sale of commodities; 2 CSR 90-20.040; 3/15/02, 9/16/02

WORKERS' COMPENSATION

tort victims; 8 CSR 50-8.010; 2/15/02, 7/1/02

The *official*
source of
information on
Missouri state
regulations



PUBLISHED SEMI-MONTHLY — \$56⁰⁰ PER YEAR

ORDER FORM

- ☐ Enclosed is my check for \$56 as payment in advance for one year of the *Missouri Register*
Please start my subscription with the _____ issue.
- ☐ Enclosed is my check for \$330 for the *Code of State Regulations*
- ☐ This is a subscription renewal

Please make checks payable to: **Director of Revenue**

Mail to: MATT BLUNT
SECRETARY OF STATE
ADMINISTRATIVE RULES DIVISION
PO BOX 1767
JEFFERSON CITY, MO 65102

name or firm (please type or print)

attn:

PO box number

street address

city

state

zip

Be watching...

**A survey is coming soon
and we want your opinion!**

Office of the Secretary of State

MATT BLUNT

11/15/02

MATT BLUNT

SECRETARY OF STATE

PO Box 1767

JEFFERSON CITY, MO 65102

Periodical
Postage Paid at
Jefferson City,
MO